

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554**

In the Matter of	)	
	)	
The Rural Digital Opportunity Fund	)	AU Docket No. 20-34
Auction (Auction 904)	)	
	)	
Rural Digital Opportunity Fund	)	WC Docket No. 19-126

To: Chief, Wireline Competition Bureau

**SUPPLEMENT TO PETITION FOR RECONSIDERATION OF  
LTD BROADBAND LLC**

LTD Broadband LLC (“LTD”), by counsel, hereby supplements its pending Petition for Reconsideration, filed November 19, 2021, to report that on December 3, 2021, LTD filed a Petition for Judicial Review (“Petition for Review”) with the District Court for Polk County, Iowa seeking review of the Iowa Utilities Board’s November 5, 2021 denial of LTD’s amendment to its existing Eligible Telecommunications Carrier designation (Docket No. ETA-2019-0001). A copy of the Petition for Review is attached hereto.

Respectfully submitted,

**LTD BROADBAND LLC**

December 7, 2021

By: /s/ Stephen E. Coran  
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IN THE IOWA DISTRICT COURT FOR POLK COUNTY

<div>LTD BROADBAND, LLC,</div> <div>Petitioner,</div> <div>v.</div> <div>IOWA UTILITIES BOARD, A DIVISION OF THE DEPARTMENT OF COMMERCE, STATE OF IOWA,</div> <div>Respondent.</div>	<div>Case No.</div> <div><b>ORIGINAL NOTICE</b></div>
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TO THE ABOVE-NAMED RESPONDENT:

You are notified that a petition has been filed in the office of the clerk of this court naming you as the respondent in this action. A copy of the petition (and any documents filed with it) is attached to this notice. The name and address of the attorney for the petitioner is Bret Dublinske, 111 East Grand Avenue, Suite 301, Des Moines, Iowa, 50309. The attorney's phone number is (515) 242-8900; facsimile number: (515) 242-8950.

You must serve a motion or answer upon the Petitioner within 20 days after service of this original notice upon you and, within a reasonable time thereafter, file your motion or answer with the Clerk of Court for Polk County, Iowa. If you do not, judgment by default may be rendered against you for the relief demanded in the petition.

Polk County utilizes electronic filing. Iowa Court Rules Chapter 16 provide the general rules and information on electronic filing and are available online at: <https://www.iowacourts.state.ia.us/Efile/>. Please refer to Chapter 16, Rules Pertaining to the Use of the Electronic Document Management System, Division VI, Protection of Personal Privacy for an explanation of responsibility and procedures for protecting personal information in court filings.

If you need assistance to participate in court due to a disability, contact the disability coordinator at: (515) 286-3394. Persons who are hearing or speech impaired may call Relay Iowa TTY (1-800-735-2942). Disability coordinators cannot provide legal advice.

**IMPORTANT: YOU ARE ADVISED TO SEEK LEGAL ADVICE AT ONCE TO PROTECT YOUR INTERESTS**

**Iowa Judicial Branch**

Case No. **CVCV062857**  
County **Polk**

Case Title **LTD BROADBAND LLC VS IOWA UTILITIES BOARD**

You must file your Appearance and Answer on the Iowa Judicial Branch eFile System, unless the attached Petition and Original Notice contains a hearing date for your appearance, or unless the court has excused you from filing electronically (see Iowa Court Rule 16.302).

Register for the eFile System at [www.iowacourts.state.ia.us/Efile](http://www.iowacourts.state.ia.us/Efile) to file and view documents in your case and to receive notices from the court.

For general rules and information on electronic filing, refer to the Iowa Rules of Electronic Procedure in chapter 16 of the Iowa Court Rules at [www.legis.iowa.gov/docs/ACO/CourtRulesChapter/16.pdf](http://www.legis.iowa.gov/docs/ACO/CourtRulesChapter/16.pdf).

Court filings are public documents and may contain personal information that should always be kept confidential. For the rules on protecting personal information, refer to Division VI of chapter 16 of the Iowa Court Rules and to the Iowa Judicial Branch website at [www.iowacourts.gov/for-the-public/representing-yourself/protect-personal-information/](http://www.iowacourts.gov/for-the-public/representing-yourself/protect-personal-information/).

*Scheduled Hearing:*

If you need assistance to participate in court due to a disability, call the disability access coordinator at **(515) 286-3394**. Persons who are hearing or speech impaired may call Relay Iowa TTY (1-800-735-2942). For more information, see [www.iowacourts.gov/for-the-public/ada/](http://www.iowacourts.gov/for-the-public/ada/). **Disability access coordinators cannot provide legal advice.**

Date Issued **12/06/2021 08:54:25 AM**



District Clerk of Polk  
**/s/ Jennifer Ewers**

County

## IN THE IOWA DISTRICT COURT FOR POLK COUNTY

LTD BROADBAND, LLC,  Petitioner,  v.  IOWA UTILITIES BOARD, A DIVISION OF THE DEPARTMENT OF COMMERCE, STATE OF IOWA,  Respondent.	Case No.  <b>PETITION FOR JUDICIAL REVIEW</b>
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LTD Broadband LLC (“LTD”) is a broadband provider that has been in existence for over a decade. LTD owns and operates over 2,500 communications towers in Iowa, Minnesota, Nebraska, South Dakota, North Dakota, Tennessee and Wisconsin, serving over 18,000 customers (and growing). In 2019, the Iowa Utilities Board (“IUB” or “Board”) designated LTD as an “Eligible Telecommunications Carrier” (“ETC”) for receipt of federal funds to support development of rural and high-cost services, finding that LTD had the requisite “technical, managerial, and financial” capabilities, and that LTD’s designation as an ETC was in the public interest.

In 2020, the Federal Communications Commission (“FCC”) implemented a new program designed to improve rural broadband availability – the Rural Digital Opportunity Fund (“RDOF”). Following a reverse auction for support to deploy voice and broadband service to designated unserved areas of the country, the FCC announced that LTD was the winning bidder for more than \$23 million in federal funding to help bring new broadband service to a substantial portion of Iowa. Funding cannot be authorized, however, until LTD receives the state grant of the expansion of LTD’s existing ETC designation to cover the service territory for the RDOF areas, which is necessary for final FCC approval.

LTD filed a timely and substantially complete application to expand its ETC designation, and promptly responded to IUB staff follow-up questions and requests for additional information. Nonetheless, the Board first delayed, and ultimately in a final order of November 5, 2021, improperly denied LTD's ETC expansion application. The delay and denial of ETC expansion means more than \$23,000,000 in federal funding that LTD would have used to deploy broadband service to rural Iowans cannot be authorized to LTD by the FCC. Accordingly, LTD seeks judicial review pursuant to Iowa Code § 17A.19 of the Board's action in IUB Docket ETA.2019-0001.

### **PARTIES AND VENUE**

1. LTD Broadband LLC is incorporated in Nevada, and is authorized to conduct business in Iowa.
2. The Iowa Utilities Board is an administrative agency of the State of Iowa, and part of the Iowa Department of Commerce. It is the agency charged with regulation of certain defined utilities in Iowa, and is an Agency for purposes of the Iowa Administrative Procedures Act. *See* Iowa Code § 17.2(1).
3. Venue is proper in Polk County pursuant to Iowa Code § 17A.19(2), which establishes venue in Polk County by statute. Moreover, the decisions and actions complained of occurred at the Board's office in Polk County.

### **FACTS**

4. Both the federal government and the state of Iowa have, as a policy, the promotion of "universal service" – the ability of all persons to access and afford reliable communications services. Such policies increasingly extend to services for both voice and broadband.

5. To further such universal service policies, Congress, and ultimately the FCC, have provided for support to providers who agree to build networks and provide service in areas with low population densities and, as a result, high costs of service. Collectively such programs are referred to as FCC's "High Cost Programs." Two such programs of particular relevance here are the Connect America Fund Phase II ("CAF II") and the Rural Digital Opportunity Fund ("RDOF").

6. Under federal law for the High Cost Programs, certain aspects of administration are delegated to state commissions like the Board – in particular determining the initial qualification for such programs for providers requesting participation in specifically identified areas, and making annual certifications that funds from such programs are being used solely for their intended purposes.

7. In Iowa, the Board has adopted administrative rules for its role in the federal High Cost Programs. These rules are at 199 Iowa Administrative Code (IAC) chapter 39.

8. The rules for initial designation as an ETC are extensive, and require submission of evidence sufficient for the Board to determine a provider has the technical, financial and managerial capability to fulfill its service obligations. *See* 199 IAC 39.3(1) and (2).

9. On January 22, 2019, LTD filed an application and supporting materials with the Board for designation as an ETC as a predicate for FCC authorization of support to LTD in the CAF II program.

10. On February 20, 2019, just 28 days later, the Board granted LTD's application and designated it as an ETC in the census blocks it requested, finding that LTD had demonstrated the technical, financial and managerial capabilities, met the requirements of the law, and that designating LTD was in the public interest. ***Attachment A.***

11. In 2020, the FCC implemented the new RDOF program. The FCC determined LTD was eligible for participation in the reverse auction to allocate support to additional designated unserved areas the FCC had identified. LTD was the winning bidder for an additional 12,916 locations in Iowa, with total support of \$23,184,786.30 over a ten-year period. The award is contingent on LTD obtaining state ETC designation for the additional census blocks containing those locations.

12. Because LTD was already an ETC in Iowa, under the Iowa rules all that was required was an amendment to LTD's ETC designation to include the RDOF census blocks. While the rules describing an *initial* application include more than three pages of requirements, the *entire* rule on amending territory provides:

*Amendments other than transactions.* Where a carrier that has been designated by the board as an ETC intends to serve as an ETC in a new service area for the purpose of receiving support from the CAF Phase II auction or for other similar purposes, the carrier shall file a request to amend its designation with a notice of expansion at least 30 days in advance of the expansion and shall certify that the carrier intends to amend its designation to serve as an ETC in the expanded service area.

199 IAC 39.3(3)(i).

13. On May 7, 2021, LTD filed its Request to Amend Eligible Telecommunication Carrier Designation to add the additional census blocks. In that amendment, which was filed 30 days before the proposed date of the expansion, LTD certified that it intended to amend its designation and serve as an ETC in the expanded service areas. ***Attachment B.***

14. LTD did everything required by law to amend its ETC designation. Moreover, LTD provided considerable additional information, re-asserting the qualifications for the initial designation, which was not required by law.

15. On May 13, 2021, Board staff issued a letter requesting clarifications and additional information. LTD provided responses on May 18 and May 19.

16. On June 4, 2021, Board staff again requested additional information. On July 6, LTD timely responded, addressing the Board's requests.

17. The initial FCC deadline, subject to waiver, for obtaining state authority was June 7, 2021. On that date, LTD filed a request for waiver with the FCC, seeking additional time to obtain an order from the Board approving the expansion of LTD's ETC designation in Iowa and other states. The waiver request pointed out that seven other states had approved LTD's application for ETC designation, and an eighth followed a few days later.

18. Although LTD provided all requested information in a timely manner and there were no further requests for information, the Board did not act on LTD's amendment despite its awareness of the June 7 FCC deadline. Not only did the Board not act on June 7, it didn't act in July after the last information requested was provided. The Board didn't act in August. The Board didn't act in September. And the Board still didn't act in October. And on October 20, 2021, the FCC denied LTD's request for a waiver of the June 7 deadline for its Iowa authorization.<sup>1</sup> By comparison, the initial designation of LTD in 2019 – which, under Iowa law, is designed to be a more thorough review than a mere expansion amendment – took 28 days.

19. On November 2, 2021, with its clock running to seek reconsideration of the FCC order, LTD filed a Request for Expedited Ruling from the Board.

20. On November 5, 2021, the Board issued an Order constituting final agency action denying LTD's requested amendment to its ETC authority. The Board's Order noted issues with the timing of LTD's request, some belated compliance filings, and the need to seek additional

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<sup>1</sup> On November 19, 2021, LTD timely filed a request for reconsideration of that FCC decision.



information – but the Board did not and could not identify any elements of the amendment rule that were not satisfied at the time of the denial. Moreover, the Board did not and could not deny that the request was made 30 days prior to the proposed effective date, compliant with the administrative rule. The Board made no finding on the affirmative merits of LTD's ETC amendment. *Attachment C*.

21. Notably, LTD's ETC amendment application was treated differently than those of other applicants. Not only did the Board take much longer to rule on LTD's request than any other applicant, it held LTD to a different standard than the one it applied for similarly situated ETC applicants. For example, in IUB Docket ETA-2021-0002, Miles Communications filed its application for ETC designation to allow it to participate in RDOF on May 4, 2021 – just three days before LTD. Miles' application did not include terms and conditions for its supported services, which the Board staff requested by letter just as it had requested additional information from LTD. Despite the similar timing and the perceived need for additional information, the Board granted Miles' application in 31 days, on June 4, 2021, in advance of the FCC's June 7 deadline – and allowed Miles to comply with the staff information request *after* approval (such compliance did not occur for over a month.)

22. Similarly, Guthrie Communications took the position that its RDOF award was for the same area in which it was already designated, so it did not file an application to amend its existing ETC designation. By letter from Board staff on May 30, 2021, the Board noted that its prior designation was by described service territory; RDOF was awarded in census blocks. The Board requested Guthrie to file a list of census blocks in its Miscellaneous docket within five days. There is no indication in that docket that such a list was filed. Guthrie then challenged the

Board's invoices for its work on the RDOF issue. There is no indication the Board ever took any steps to prevent Guthrie from being considered authorized for RDOF funds like it did to LTD.

**CLAIM FOR JUDICIAL REVIEW AND REVERSAL**

22. LTD incorporates paragraphs 1-21.

23. The Board's denial of LTD's request to amend its ETC territory was contrary to any standards authorized by statute or rule for such amendments. LTD met the only requirements made known for amendments, and the Board did not cite any substantive issues that had not already been resolved at the time of denial. *See* Iowa Code §17A.19(10)(b), (c), (g), (m), (n).

24. The Board's delay and denial of LTD's request to amend its ETC territory was arbitrary and capricious, and inconsistent with how the Board treated applicants making similar application. *See* Iowa Code §17A.19(10)(g), (h), (m), (n).

25. The Board's delay and denial failed to take into account the magnitude of the loss of potential investment in Iowa's underserved communities and the public policy interests in timely action to facilitate the implementation of RDOF and the FCC's decision to award LTD additional territories. *See* Iowa Code §17A.19(10)(d), (i), (j), (k), (m), (n).

26. The Board's apparent application of standards closer to those for an initial ETC application misinterprets the Board's own rules, and used standards that were wholly subjective in violation of LTD's due process. Moreover, if the FCC or the Iowa Legislature allowed and intended for the Board to use unclear, subjective standards without notice, such delegation of authority is an unconstitutional delegation beyond the scope of an administrative agency. *See* Iowa Code §17A.19(10)(a), (b), (d), (g), (i), (n).

THEREFORE, LTD Broadband LLC respectfully requests that the Court reverse the decision of the Board, and enter such other relief as it finds proper on the facts and law before it.

Filed this 3<sup>rd</sup> day of December, 2021.

Respectfully submitted,

/s/ Bret A. Dublinske

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Attorneys for LTD Broadband LLC

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  LTD BROADBAND LLC	  DOCKET NO. ETA-2019-0001
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**ORDER DESIGNATING ELIGIBLE TELECOMMUNICATIONS CARRIER**

(Issued February 20, 2019)

**BACKGROUND**

On January 22, 2019, LTD Broadband LLC (LTD) filed with the Utilities Board (Board) an Application for Eligible Telecommunications Carrier (ETC) Designation for purposes of receiving support from the federal Universal Service Fund (USF), including support through the Federal Communications Commission's (FCC) high-cost USF program. LTD seeks ETC designation in order to receive funding awarded through the recently completed Connect America Fund (CAF) Phase II Auction to deploy broadband and voice communications as well as Lifeline support. LTD seeks ETC designation for the census blocks for which it was allocated funds through the CAF Phase II auction. The application was filed in Docket No. ETA-2019-0001. LTD also provided additional information on February 1, 2019, in response to a request from Board staff.

The CAF is the FCC's program to expand access to voice and broadband services in areas where they are unavailable. To ensure CAF support is used efficiently, the FCC has focused on areas that are found to be unserved or underserved by unsubsidized service providers. Through the CAF Phase II auction,

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the FCC is providing funding to local telephone companies to subsidize the cost of building new network infrastructure or performing network upgrades to provide voice and broadband service in areas where it is lacking. In the areas of states where the respective incumbent price cap carriers declined model-based support, the FCC has undertaken to award support through a competitive bidding process in which the FCC reviews applicants' requests for support by evaluating, among other things, the companies' operational history, financial qualifications and proposed services.

The companies that accept CAF Phase II support must meet several requirements for voice and broadband services. Service providers must offer broadband at speeds of at least 10 megabits per second (Mbps) downstream and 1 Mbps upstream and the network latency cannot be higher than 100 milliseconds round trip. Service providers must also offer at least one plan with a minimum usage allowance of at least 150 gigabytes per month or, in certain circumstances, a plan with 100 gigabytes of usage, and they must offer service at rates reasonably comparable to rates in urban areas.

As a winning bidder in the CAF Phase II auction, LTD is seeking high-cost funding to offset the cost of deploying fiber for broadband and digital voice services to 22 census blocks in Iowa for which it was the winning bidder. LTD is therefore seeking ETC designation for a service area including the census blocks in Iowa where it won the CAF Phase II auction and has been awarded support.

No objections to the application have been filed.

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### **LEGAL STANDARDS**

Board rule 199 IAC 39.3(1) requires a telecommunications carrier to be designated as an ETC to qualify for support from the USF. The Board reviews applications for designation as an ETC for compliance with 47 U.S.C. § 214(e)(1) and grants ETC designations to qualified applicants for a service area designated by the board.

Board rule 199 IAC 39.3(1) also provides the means by which the Board can designate Iowa telecommunications companies to be eligible to receive funding from the USF pursuant to 47 U.S.C. § 254. A carrier must meet the requirements of Board rule 199 IAC 39.3(2) to be designated as an ETC.

### **ANALYSIS**

Pursuant to 47 U.S.C. § 214(e)(2), states have primary responsibility for designating ETCs. Board rule 39.3(1) provides the means by which the Board may designate a telecommunications carrier to be eligible to receive funding from the federal USF. Board rule 39.3(2) specifies the requirements for an application for ETC designation.

Board rule 39.3(2)(a) requires a clear statement of which entity is requesting the designation. LTD states that it is the entity requesting ETC designation.

Board rule 39.3(2)(b) requires an applicant to provide a clear statement of the purposes for which the designation is sought. LTD is seeking ETC designation because it was awarded support as a successful bidder in the FCC's CAF Phase II

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auction. LTD intends to provide voice and broadband service in the census blocks in Iowa where the FCC has awarded support. LTD also seeks Lifeline funding.

Board rule 39.3(2)(b) also requires an applicant to provide a statement of its financial and technical qualification to provide the supported service. LTD states it was founded in 2011 and is one of the largest fixed wireless internet service providers in the United States, covering more than 250,000 rural locations from a network of more than 1,300 towers with 25/3 Mbps broadband. LTD provides broadband services to more than 9,700 customers throughout its service territory. LTD has provided a copy of its Certificate of Existence issued by the Secretary of State of Nevada and the biography of its chief executive officer indicating he has more than 25 years of experience in the industry.

Board rule 39.3(2)(c) requires an applicant to certify that it offers or intends to offer all services designated for support throughout the applicant's service area. LTD states that it offers IP-Voice and fixed wireless internet services and its internet services meet the FCC's definition of broadband (i.e., 25 mbps download/3 mbps upload).

Board rule 39.3(2)(d) requires that an applicant explain how it will provide voice telephony service. As identified in 47 C.F.R. § 54.101, the services designated for support are: (a) voice-grade access to the public switched network or its functional equivalent; (b) minutes of use for local service provided at no additional charge to end users; (c) access to the emergency services provided by local government or other public safety organizations, such as 911 and enhanced 911; and (d) toll limitation services to qualifying low-income consumers.

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LTD maintains that it will provide voice-grade access to the public switched telephone network (PSTN) or its functional equivalent using Inteliquent as a wholesale Voice over Internet Protocol (VoIP) provider along with LTD's own voice softswitch cluster. LTD will offer minutes of use for local service provided at no additional charge to end users. LTD will provide toll control service and toll limitation services. LTD maintains it provides access to emergency services by providing access to the local 911 facilities.

Board rule 39.3(2)(e) requires applicants to certify they plan to offer the supported services using their own facilities or a combination of their own facilities and resale of another carrier's services. LTD commits to using its own facilities and a wholesale VoIP provider to provide the services.

Board rule 39.3(2)(f) requires an applicant to describe how it will advertise the availability of supported services and associated charges using media of general distribution. LTD states it will advertise its universal service offerings using media of general distribution consistent with its current advertising practices. The advertising will occur via a combination of newspapers, direct mail, television ads, social media, and websites.

Board rule 39.3(2)(g) requires an applicant to describe its proposed ETC service area. LTD provided a list of census blocks where it has been awarded CAF Phase II support as Exhibit A to its application. LTD also provided maps showing the locations of the census blocks on February 1, 2019, in response to a request from Board staff.



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Where an application is from a carrier seeking ETC designation for an area served by a rural carrier, Board rule 39.3(2)(h) requires an applicant to demonstrate the requested designation is in the public interest. LTD states that granting it designation as an ETC will serve the public interest by permitting it to receive CAF Phase II support to provide 25/3 Mbps broadband in the areas where it has been awarded such support. LTD states this will allow it to provide quality communications services at a reasonable price in rural areas and allow individuals in those areas to access public safety, health, educational, and economically advantageous Internet services and applications.

Board rule 39.3(2)(i) requires an applicant to submit a five-year improvement plan. LTD states the FCC has buildout requirements for carriers awarded CAF Phase II support, and pursuant to those requirements it must provide 25/3Mbps service to those locations within a six-year period. LTD will provide service consistent with those obligations. LTD's services will be provided through a hybrid fiber network and fixed wireless network.

Board rule 39.3(2)(j) requires an applicant to make an affirmative statement explaining how the applicant will remain functional in emergency situations. LTD asserts it is able to function in an emergency situation without an external power source, and it is able to reroute traffic around damaged facilities. LTD also states it is capable of managing traffic spikes resulting from emergency situations. It also has provisions for emergency power that meet or exceed the requirement to provide a minimum of four hours of battery service at each tower site, and mobile power units

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can be delivered on short notice and readily connected to its towers. LTD states it otherwise complies with the FCC's backup power requirements.

As required by Board rule 39.3(2)(k), LTD commits to comply with all applicable FCC and Board service requirements.

Board rule 39.3(2)(l) requires an applicant to certify that it will comply with applicable consumer protection and service quality standards. LTD indicates that it will satisfy all consumer protection and service quality standards as provided by state and federal law.

The Board has reviewed LTD's application. Based on the unopposed representations in those filings, the Board concludes that LTD has substantially complied with the Board's rules governing designation of ETCs. The Board will grant LTD's application for designation as an ETC for purposes of receiving high-cost and low-income support in the service areas defined as the census blocks identified in Exhibit A to the application and as shown on the maps filed on February 1, 2019.

## **ORDERING CLAUSES**

### **IT IS THEREFORE ORDERED:**

1. The "Application for Eligible Telecommunications Carrier Designation" filed by LTD Broadband LLC on January 22, 2019, is granted.
2. LTD Broadband LLC is granted such designation for the census blocks for which it has been awarded support through the Connect America Fund Phase II auction which are identified in Exhibit A to its application and shown on the maps filed on February 1, 2019.

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3. LTD Broadband LLC shall be responsible for informing the Federal Communications Commission, the Universal Service Administrative Company, and any other applicable regulatory agency of the designation as necessary.

4. LTD Broadband LLC shall submit a telecommunications service provider registration prior to offering service in Iowa.

5. Once registered, LTD Broadband LLC shall complete and file Dual Party Relay Assessments as required by Iowa Code §§ 476.95 and 477C.7.

**UTILITIES BOARD**

/s/ Geri D. Huser

/s/ Nick Wagner

ATTEST:

/s/ Kelsie Vanderflute

/s/ Richard W. Lozier, Jr.

Dated at Des Moines, Iowa, this 20<sup>th</sup> day of February, 2019.

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
IOWA UTILITIES BOARD

IN RE:

LTD BROADBAND LLC

DOCKET NO. ETA-2019-0001

**REQUEST TO AMEND ELIGIBLE  
TELECOMMUNICATIONS CARRIER  
DESIGNATION**

LTD Broadband LLC is designated by the Iowa Utilities Board (“Board”) as an eligible telecommunications carrier (“ETC”) to receive universal service support. See “Order Designating Eligible Telecommunications Carrier,” *In re LTD Broadband LLC*, Docket No, ETA-2019-0001 (February 20, 2019). In that Order, the Board designated LTD Broadband for high-cost support and the Lifeline program in census block groups (“CBGs”) that the Federal Communications Commission (“FCC”) awarded through its Connect American Fund Phase II auction. LTD Broadband now requests expansion of its ETC service area pursuant to Board Rule 39.3(3)(i), to five hundred and seventy-five (575) additional CBG’s awarded to LTD Broadband in the FCC Rural Digital Opportunity Fund Auction 904 (“RDOF”). The list of RDOF CBGs is provided in **Exhibit 1**. LTD Broadband was awarded support for network deployment to 12,916 locations and awarded a total of \$2,318,478.63 in federal universal service fund high-cost support. While the Board’s rule establishes no particular requirements other than notice 30 days in advance, and while the Board found LTD Broadband qualified for designation just two years ago, LTD Broadband nonetheless briefly restates the following commitments and information in support of its request.

**I. IDENTIFICATION OF APPLICANT**

A. The legal name, address and telephone number of the Petitioner and its designated contact person are as follows:

Corey Hauer  
69 Teahouse Street  
Las Vegas, NV 89138  
507 369-2669  
coreyhauer@ltdbroadband.com

LTD is represented in connection with this petition by its counsel:

Bret Dublinske  
Fredrikson & Byron  
111 East Grand Avenue, Suite 301  
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and

Kristopher Twomey  
Law Office of Kristopher E. Twomey, P.C.  
1725 I Street, NW, Suite 300  
Washington, DC 20006  
202 681-1850  
kris@lokt.net

B. The name and title of the officer or representative of LTD authorizing this petition is Corey Hauer, Chief Executive Officer.

C. The proposed effective date of designation of eligibility to receive Universal Service Support is immediately upon the Board's issuance of an Order approving this Petition.

D. The service areas for which additional ETC designation is sought (the RDOF CBGs) are attached as **Exhibit 1**.

E. LTD Broadband has all necessary regulatory authority, having been previously designed as an ETC by this Board and having been awarded support under the FCC's RDOF.

## II. BOARD CRITERIA FOR DESIGNATION

A. LTD Broadband LLC is the entity requesting the amended designation. LTD Broadband is a fixed wireless and fiber optic broadband service and voice-over internet protocol (“VoIP”) provider with headquarters in Las Vegas, Nevada. The purpose of this request for amendment is to provide broadband internet access and broadband-voice bundled services, including but not limited to voice grade access to the public switched telephone network. *See* Board Rule 39.3(2)(a).

B. As stated above, the purpose for which the amended designation is sought is to effectuate the federal RDOF program, under which LTD Broadband has been awarded support to serve additional census blocks in Iowa. State ETC designation is a requirement of the RDOF program. Designation is sought for high-cost support and Lifeline participation. A timely granting of the amended designation will allow investment and new services to timely be deployed in Iowa. The FCC, in awarding LTD Broadband RDOF grants, and this Board in designating LTD Broadband just two years ago, have determined that LTD Broadband has the financial and technical qualifications to meet the requirements. *See* Board Rule 39.3(2)(b).

C. LTD Broadband certifies that it intends to provide all services designated for support throughout the approved service territory. Specifically, LTD Broadband will provide voice over IP telephony in the Service Area. LTD has the ability and the intention to provide the voice telephony services required by 47 CFR §54.101(a).<sup>1</sup> In its *USF/ICC Transformation Order*, the FCC modified the definition of a supported service to a technologically-neutral approach, allowing companies to provision voice service over any platform, including the PSTN and IP

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<sup>1</sup> FCC Rule 54.101, as modified at 47 CFR 54.101 (a) (1) states that “[E]ligible voice telephone services must provide voice grade access to the public switched network or its functional equivalent.”

networks.<sup>2</sup> Thus, the FCC amended Section 54.101 to specify that the functionalities of eligible voice telephony services include voice grade access to the public switched network or its functional equivalent.<sup>3</sup> The FCC further explained that increasingly “consumers are obtaining voice services not through traditional means but instead through interconnected VoIP providers offering service over broadband networks.”<sup>4</sup> Interconnected VoIP services “allow customers to make real-time voice calls to, and receive calls from, the PSTN, and increasingly appear to be viewed by consumers as substitutes for traditional voice telephone services.”<sup>5</sup> Thus, the FCC concluded that its authority to promote universal services in this context “does not depend on whether interconnected VoIP services are telecommunications services or information services under the Communications Act.”<sup>6</sup> LTD Broadband will therefore provide voice-grade access to the PSTN by providing interconnected VoIP service throughout the designated service area. LTD Broadband further states that it will comply with any RDOF program requirements. *See* Board Rule 39.3(2)(c).

D. LTD Broadband will provide broadband and voice over IP services over RDOF funded and installed fiber-optic facilities to customer premises. LTD Broadband is committed to provide service to all customers making a reasonable request for service. LTD Broadband provides high-speed broadband and digital telephone services to residential, commercial and enterprise

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<sup>2</sup> *In the Matter of Connect America Fund; A National Broadband Plan for Our Future; Establishing Just and Reasonable Rates for Local Exchange Carriers; High-Cost Universal Service Support; Developing an Unified Intercarrier Compensation Regime; Federal State Joint Board on Universal Service; Lifeline and Link-Up; Universal Service Reform – Mobility Fund*, 26 FCC Rcd 17663, 17692-93 (2011) (“USF/ICC Transformation Order”).

<sup>3</sup> *Id.*; *See also* 47 C.F.R. §54.101(a).

<sup>4</sup> *USF/ICC Transformation Order* at ¶63.

<sup>5</sup> *Id.*

<sup>6</sup> *Id.*

customers utilizing a combination of fiber optic and wireless frequencies. LTD Broadband will provide supported services using its network infrastructure, consisting of last mile connection and network equipment and components consistent with the RDOF award criteria. *See* Board Rule 39.3(2)(d).

E. As further described in “D,” above, LTD Broadband certifies that it will offer the supported services using its own facilities or a combination of its own facilities and the services of (an)other carrier(s). *See* Board Rule 39.3(2)(e).

F. LTD Broadband will advertise the availability of the Supported Services throughout its designated service areas using media of general distribution in a manner that is designed to reach those likely to qualify for such services. An example of a postcard to be used in marketing its services after relevant construction has been completed is attached as **Exhibit 2**. LTD Broadband anticipates that it will advertise in the RDOF CBGs in a manner consistent with how it promotes its present services, including, for example, through its web page (see <https://ltdbroadband.com/>). LTD Broadband agrees to comply with all form and content requirements, if any, promulgated by the FCC and this Board in the future and required of all designated ETCs. *See* Board Rule 39.3(2)(f).

G. LTD Broadband is providing with this Request **Exhibit 1**, the list of RDOF CBGs which LTD Broadband seeks to amend its designation to cover, and the corresponding map, provided as **Exhibit 3**. *See* Board Rule 39.3(2)(g).

H. Designation of LTD Broadband as an ETC will serve the public interest by facilitating the FCC’s goal of developing voice and broadband networks in rural, high-cost areas. Under the 1996 Act, “upon request and consistent with the public interest, convenience and necessity” the Commission shall “designate more than one common carrier as an eligible



telecommunications carrier for a service area designated” by the Commission.<sup>7</sup> Before such a designation, the Commission shall find that the designation is in the public interest.<sup>8</sup> In its *2005 ETC Order*, the FCC determined that the benefits of increased consumer choice, and the unique advantages of the applicant’s service offering are components of a public interest analysis.<sup>9</sup>

Prompt designation of LTD Broadband will serve the public interest by ensuring that the company is eligible to receive federal USF support, including through the FCC's high-cost programs. LTD Broadband will use this funding to directly advance the FCC's goal of deploying voice and broadband-capable networks in rural, high-cost areas while ensuring that rural consumers and anchor institutions benefit from innovations in communications technology. In particular, LTD Broadband will use federal USF support to expand access to high-speed, high-quality broadband and voice provided through interconnected VoIP and fiber optic broadband for rural residents and businesses. These advanced communications services will provide important connectivity to consumers, businesses, and community anchor institutions, including rural schools, libraries and medical facilities and are a unique alternative to services provided by traditional wireline carriers within the Company’s designated service area.

Designation of LTD Broadband as an ETC is also in the public interest because it will promote increased competitive choice, thereby increasing innovation and incenting other carriers to improve their existing networks in order to remain competitive. This will result in greater access to high-speed broadband and voice services, as well as improved service

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<sup>7</sup> 47 C.F.R. 54.201(c).

<sup>8</sup> Id.

<sup>9</sup> *In the Matter of Federal-State Joint Board on Universal Service*, Report and Order, CC Docket No. 96-45, FCC 05-46, 20 FCC Rcd 6371, 6389 (rel. Mar. 15, 2005) (“*2005 ETC Order*”).

quality for residents of underserved communities in RDOF-eligible areas of the state. LTD Broadband's services will provide consumers with additional choices in communications service providers, as well as a variety of service offerings at competitive rates. *See* Board Rule 39.3(2)(h).

I. LTD Broadband affirmatively states that it will use the support only for the provision, maintenance, and upgrading of facilities to deploy, improve, and support services to consumers in LTD Broadband's designated service areas. *See* Board Rule 39.3(2)(i).

J. LTD Broadband will provision service with sufficient back-up power to remain functional without an external power source in emergency situations. LTD Broadband is able to re-route traffic around damaged facilities and will be able to manage traffic spikes resulting from emergency situations. Applicant uses battery back-up power in the field and battery backup power at its NOC for internet service. LTD Broadband's VoIP service requires an Internet Protocol (IP) connection to the Company's network or public Internet and 120VAC power to function. In the event of a failure of the IP connection or the local AC power, the service, including the E911 feature, will not function. Upon activation of a customer, LTD Broadband will provide the customer with a notification containing clear instructions on the use of emergency services. *See* Board Rule 39.3(2)(j).

K. LTD Broadband affirmatively states that it will comply with all applicable federal and state service requirements for support under the RDOF program. *See* Board Rule 39.3(2)(k).

L. LTD Broadband affirmatively states that it will comply with all applicable federal and state consumer protection and service quality standards. *See* Board Rule 39.3(2)(l).

M. LTD Broadband certifies that it will contribute to the state dual party relay service fund under Iowa Code 477C.7(1). *See* Board Rule 39.3(2)(m).

N. LTD Broadband states that its RDOF territory includes overlap with Tribal Areas noted in **Exhibit 4**. LTD Broadband has opened dialogue with the impacted tribal authority. Pursuant to Board Rule 39.3(2)(n), LTD Broadband will provide a copy of its application to any applicable tribal authorities to the Board when such application is filed with the tribal authority.

### **III. CONCLUSION**

The Board's rules for an amendment of an ETC's designated territory require that a request for amendment be made at least 30 days before the expansion of service. In this case, and in the spirit of the rule, LTD Broadband files at least 30 days before it is required to have state authority under the terms of its RDOF award; the FCC requires such authority to be obtained (or a waiver of such date requested) 120 days from the date of award, which in this case is **June 7, 2021**.

LTD Broadband has gone above and beyond the requirement for a request for amendment to a designation by providing information on the underlying criteria for designation. LTD Broadband has satisfied the FCC of the merits of its application for support to serve the RDOF CBGs, and the Board just two years ago granted LTD Broadband's full application for designation as an ETC.

Granting LTD Broadband's request for amended designation **before the June 7, 2021 deadline** will serve the public interest, allowing substantial federal support to flow to Iowa, allowing rapid investment and expansion of services to underserved Iowa consumers.

LTD Broadband's commitments herein are supported by the Verification of its CEO, below. Accordingly, LTD Broadband respectfully requests the Board promptly grant this Request for Amended Designation.

### VERIFICATION

The undersigned, Corey Hauer, Chief Executive Officer of LTD Broadband LLC, certifies under penalty of perjury that he has reviewed this Petition and the facts stated therein, of which he has personal knowledge, and that the same are true and correct to the best of his present knowledge and belief.

LTD Broadband LLC

By:



Corey Hauer  
Chief Executive Officer

Respectfully submitted this 7th day of May, 2021.

By: /s/ Bret A. Dublinske

Bret A. Dublinske, AT0002232  
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**ATTORNEYS FOR  
LTD BROADBAND LLC**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 7th day of May, 2021, he had the foregoing document electronically filed with the Iowa Utilities Board using the EFS system which will send notification of such filing (electronically) to the appropriate persons.

/s/ Bret A. Dublinske

Bret A. Dublinske

State	County	Census Id	Item	Assigned Support	Locations
IA	Lee	191114905002	IA-111-4905002	\$90,984.60	262
IA	Lee	191114904003	IA-111-4904003	\$50,379.00	161
IA	Lee	191114903001	IA-111-4903001	\$32,589.60	151
IA	Lee	191114906001	IA-111-4906001	\$29,913.78	121
IA	Lee	191114905001	IA-111-4905001	\$18,553.80	79
IA	Lee	191114904001	IA-111-4904001	\$14,657.40	50
IA	Lee	191114902003	IA-111-4902003	\$12,537.00	30
IA	Lee	191114906003	IA-111-4906003	\$6,452.40	22
IA	Lee	191114904002	IA-111-4904002	\$4,466.40	12
IA	Lee	191114903002	IA-111-4903002	\$3,852.50	18
IA	Lee	191114902002	IA-111-4902002	\$3,322.80	16
IA	Lee	191114906002	IA-111-4906002	\$2,737.20	23
IA	Lee	191114911003	IA-111-4911003	\$1,566.60	10
IA	Lee	191114908002	IA-111-4908002	\$1,434.00	7
IA	Lee	191114911002	IA-111-4911002	\$1,206.00	9
IA	Lee	191114902004	IA-111-4902004	\$686.40	2
IA	Lee	191114907001	IA-111-4907001	\$657.60	12
IA	Lee	191114902001	IA-111-4902001	\$539.40	4
IA	Lee	191114901001	IA-111-4901001	\$168.60	2
IA	Lee	191114908001	IA-111-4908001	\$163.80	4
IA	Wapello	191799601003	IA-179-9601003	\$52,110.00	156
IA	Wapello	191799607001	IA-179-9607001	\$49,743.60	179
IA	Wapello	191799601002	IA-179-9601002	\$36,405.60	65
IA	Wapello	191799607004	IA-179-9607004	\$34,288.50	147
IA	Wapello	191799607003	IA-179-9607003	\$29,156.89	117
IA	Wapello	191799607002	IA-179-9607002	\$16,673.40	37
IA	Wapello	191799601001	IA-179-9601001	\$12,864.60	26
IA	Wapello	191799610003	IA-179-9610003	\$8,994.00	92
IA	Wapello	191799606001	IA-179-9606001	\$8,835.60	30
IA	Wapello	191799611003	IA-179-9611003	\$6,574.20	31
IA	Wapello	191799602001	IA-179-9602001	\$2,143.20	12
IA	Wapello	191799603003	IA-179-9603003	\$2,059.20	13
IA	Wapello	191799605003	IA-179-9605003	\$1,998.00	17
IA	Wapello	191799603001	IA-179-9603001	\$1,416.00	37
IA	Wapello	191799604004	IA-179-9604004	\$658.80	4
IA	Wapello	191799605001	IA-179-9605001	\$538.20	5
IA	Wapello	191799604003	IA-179-9604003	\$399.00	3
IA	Wapello	191799602002	IA-179-9602002	\$367.80	4
IA	Wapello	191799606003	IA-179-9606003	\$316.20	12
IA	Wapello	191799608001	IA-179-9608001	\$315.60	3
IA	Wapello	191799609001	IA-179-9609001	\$127.80	2
IA	Wapello	191799608002	IA-179-9608002	\$125.40	1
IA	Wapello	191799606002	IA-179-9606002	\$9.00	1
IA	Madison	191210603004	IA-121-0603004	\$71,794.80	155
IA	Madison	191210601004	IA-121-0601004	\$70,852.80	148
IA	Madison	191210603003	IA-121-0603003	\$8,364.60	12

IA	Madison	191210601002	IA-121-0601002	\$6,981.60	20
IA	Madison	191210601001	IA-121-0601001	\$1,042.80	3
IA	Madison	191210602002	IA-121-0602002	\$861.60	2
IA	Madison	191210602003	IA-121-0602003	\$393.00	5
IA	Madison	191210602004	IA-121-0602004	\$185.40	19
IA	Warren	191810211002	IA-181-0211002	\$36,451.79	117
IA	Warren	191810212003	IA-181-0212003	\$19,694.96	81
IA	Warren	191810205001	IA-181-0205001	\$16,666.50	62
IA	Warren	191810204002	IA-181-0204002	\$9,420.00	24
IA	Warren	191810212001	IA-181-0212001	\$9,047.70	75
IA	Warren	191810206001	IA-181-0206001	\$7,650.05	33
IA	Warren	191810201001	IA-181-0201001	\$7,456.20	25
IA	Warren	191810203001	IA-181-0203001	\$6,632.40	30
IA	Warren	191810203003	IA-181-0203003	\$4,938.60	30
IA	Warren	191810203002	IA-181-0203002	\$1,012.80	2
IA	Warren	191810202002	IA-181-0202002	\$283.80	6
IA	Warren	191810202003	IA-181-0202003	\$151.20	2
IA	Polk	191530102033	IA-153-0102033	\$12,022.80	16
IA	Polk	191530107021	IA-153-0107021	\$11,027.40	40
IA	Polk	191530105001	IA-153-0105001	\$9,966.00	17
IA	Polk	191530110281	IA-153-0110281	\$9,264.00	26
IA	Polk	191530114042	IA-153-0114042	\$7,802.40	20
IA	Polk	191530115002	IA-153-0115002	\$5,755.80	12
IA	Polk	191530102032	IA-153-0102032	\$5,368.80	14
IA	Polk	191530040012	IA-153-0040012	\$3,607.92	9
IA	Polk	191530052003	IA-153-0052003	\$3,474.60	24
IA	Polk	191530102053	IA-153-0102053	\$2,944.20	31
IA	Polk	191530115001	IA-153-0115001	\$2,794.00	8
IA	Polk	191530105002	IA-153-0105002	\$2,300.40	6
IA	Polk	191530117021	IA-153-0117021	\$1,865.40	6
IA	Polk	191530108023	IA-153-0108023	\$1,472.40	94
IA	Polk	191530051004	IA-153-0051004	\$1,381.20	9
IA	Polk	191530039022	IA-153-0039022	\$1,380.60	5
IA	Polk	191530051001	IA-153-0051001	\$1,377.60	24
IA	Polk	191530108042	IA-153-0108042	\$1,374.00	74
IA	Polk	191530116001	IA-153-0116001	\$1,356.00	6
IA	Polk	191530108041	IA-153-0108041	\$1,204.80	9
IA	Polk	191530001031	IA-153-0001031	\$1,137.00	45
IA	Polk	191530019005	IA-153-0019005	\$1,029.00	3
IA	Polk	191530051003	IA-153-0051003	\$1,002.60	10
IA	Polk	191530051002	IA-153-0051002	\$851.40	4
IA	Polk	191530113003	IA-153-0113003	\$714.00	21
IA	Polk	191530102051	IA-153-0102051	\$682.20	11
IA	Polk	191530106001	IA-153-0106001	\$628.80	9
IA	Polk	191530053002	IA-153-0053002	\$586.80	8
IA	Polk	191530110271	IA-153-0110271	\$578.40	33
IA	Polk	191530113005	IA-153-0113005	\$576.00	6

IA	Polk	191530113006	IA-153-0113006	\$568.20	1
IA	Polk	191530106003	IA-153-0106003	\$519.60	18
IA	Polk	191530003003	IA-153-0003003	\$499.80	11
IA	Polk	191530047011	IA-153-0047011	\$498.60	17
IA	Polk	191530102121	IA-153-0102121	\$486.60	1
IA	Polk	191530001011	IA-153-0001011	\$424.80	10
IA	Polk	191530101011	IA-153-0101011	\$421.20	4
IA	Polk	191530110263	IA-153-0110263	\$339.60	3
IA	Polk	191530107061	IA-153-0107061	\$297.00	1
IA	Polk	191530102071	IA-153-0102071	\$288.60	6
IA	Polk	191530113004	IA-153-0113004	\$273.00	3
IA	Polk	191530042002	IA-153-0042002	\$272.40	5
IA	Polk	191530111115	IA-153-0111115	\$266.40	7
IA	Polk	191530107062	IA-153-0107062	\$221.40	2
IA	Polk	191530053003	IA-153-0053003	\$221.40	17
IA	Polk	191530049001	IA-153-0049001	\$216.00	13
IA	Polk	191530112033	IA-153-0112033	\$184.20	2
IA	Polk	191530102072	IA-153-0102072	\$180.00	7
IA	Polk	191530008022	IA-153-0008022	\$172.20	1
IA	Polk	191530102111	IA-153-0102111	\$168.60	1
IA	Polk	191530102031	IA-153-0102031	\$158.40	11
IA	Polk	191530112061	IA-153-0112061	\$146.40	8
IA	Polk	191530102052	IA-153-0102052	\$141.60	2
IA	Polk	191530111124	IA-153-0111124	\$139.20	1
IA	Polk	191530110282	IA-153-0110282	\$133.80	3
IA	Polk	191530117012	IA-153-0117012	\$129.60	1
IA	Polk	191530041001	IA-153-0041001	\$105.00	2
IA	Polk	191530110212	IA-153-0110212	\$69.60	3
IA	Polk	191530117022	IA-153-0117022	\$61.20	1
IA	Polk	191530106002	IA-153-0106002	\$53.40	2
IA	Polk	191530104061	IA-153-0104061	\$44.40	1
IA	Polk	191530107022	IA-153-0107022	\$40.80	1
IA	Polk	191530039012	IA-153-0039012	\$40.80	1
IA	Polk	191530110273	IA-153-0110273	\$33.60	22
IA	Polk	191530104091	IA-153-0104091	\$29.40	2
IA	Polk	191530008013	IA-153-0008013	\$29.40	1
IA	Polk	191530104082	IA-153-0104082	\$28.80	1
IA	Polk	191530008015	IA-153-0008015	\$24.00	2
IA	Polk	191530046025	IA-153-0046025	\$18.60	15
IA	Polk	191530030012	IA-153-0030012	\$18.60	1
IA	Polk	191530050001	IA-153-0050001	\$15.60	3
IA	Polk	191530110272	IA-153-0110272	\$13.80	24
IA	Polk	191530106004	IA-153-0106004	\$12.00	1
IA	Polk	191530047013	IA-153-0047013	\$9.60	1
IA	Polk	191530102082	IA-153-0102082	\$8.40	1
IA	Polk	191530008023	IA-153-0008023	\$6.00	1
IA	Polk	191530110264	IA-153-0110264	\$3.00	3



IA	Linn	191130103002	IA-113-0103002	\$47,554.40	109
IA	Linn	191130105001	IA-113-0105001	\$9,417.00	20
IA	Linn	191130106002	IA-113-0106002	\$7,699.80	15
IA	Linn	191130102001	IA-113-0102001	\$5,290.20	14
IA	Linn	191130101002	IA-113-0101002	\$5,094.50	40
IA	Linn	191130103001	IA-113-0103001	\$3,036.00	7
IA	Linn	191130102002	IA-113-0102002	\$2,974.80	14
IA	Linn	191130103003	IA-113-0103003	\$2,890.20	30
IA	Linn	191130106001	IA-113-0106001	\$2,861.40	9
IA	Linn	191130001004	IA-113-0001004	\$2,557.20	5
IA	Linn	191130108002	IA-113-0108002	\$1,873.80	10
IA	Linn	191130010012	IA-113-0010012	\$1,602.00	1
IA	Linn	191130002062	IA-113-0002062	\$1,547.40	4
IA	Linn	191130102003	IA-113-0102003	\$1,416.60	4
IA	Linn	191130010011	IA-113-0010011	\$1,393.80	2
IA	Linn	191130030021	IA-113-0030021	\$973.80	3
IA	Linn	191130028003	IA-113-0028003	\$903.00	5
IA	Linn	191130030013	IA-113-0030013	\$677.40	2
IA	Linn	191130002061	IA-113-0002061	\$604.20	4
IA	Linn	191130008002	IA-113-0008002	\$446.40	5
IA	Linn	191130009023	IA-113-0009023	\$385.20	4
IA	Linn	191130003003	IA-113-0003003	\$297.60	10
IA	Linn	191130005003	IA-113-0005003	\$269.40	6
IA	Linn	191130002031	IA-113-0002031	\$201.00	1
IA	Linn	191130001002	IA-113-0001002	\$190.80	1
IA	Linn	191130002051	IA-113-0002051	\$87.60	4
IA	Linn	191130009011	IA-113-0009011	\$40.80	4
IA	Linn	191130002072	IA-113-0002072	\$36.60	1
IA	Linn	191130001001	IA-113-0001001	\$29.40	1
IA	Linn	191130009012	IA-113-0009012	\$24.60	1
IA	Linn	191130006002	IA-113-0006002	\$18.60	2
IA	Jones	191050701001	IA-105-0701001	\$60,812.14	162
IA	Jones	191050704001	IA-105-0704001	\$14,674.20	21
IA	Jones	191050703004	IA-105-0703004	\$5,257.80	7
IA	Jones	191050706003	IA-105-0706003	\$4,547.40	15
IA	Jones	191050706001	IA-105-0706001	\$2,892.00	18
IA	Jones	191050706004	IA-105-0706004	\$1,911.60	4
IA	Jones	191050706002	IA-105-0706002	\$1,527.60	13
IA	Jones	191050703003	IA-105-0703003	\$1,227.00	3
IA	Jones	191050704004	IA-105-0704004	\$379.20	21
IA	Jones	191050703002	IA-105-0703002	\$276.60	1
IA	Marion	191250307002	IA-125-0307002	\$25,015.80	107
IA	Marion	191250301003	IA-125-0301003	\$20,894.40	105
IA	Marion	191250301001	IA-125-0301001	\$15,576.90	89
IA	Marion	191250307003	IA-125-0307003	\$12,116.40	51
IA	Marion	191250301004	IA-125-0301004	\$164.40	1
IA	Plymouth	191499706001	IA-149-9706001	\$70,095.60	233

IA	Plymouth	191499703004	IA-149-9703004	\$574.80	3
IA	Webster	191870102001	IA-187-0102001	\$18,248.40	35
IA	Webster	191870009003	IA-187-0009003	\$12,033.60	55
IA	Webster	191870103001	IA-187-0103001	\$5,873.40	19
IA	Webster	191870005002	IA-187-0005002	\$4,976.40	22
IA	Webster	191870101001	IA-187-0101001	\$4,551.60	7
IA	Webster	191870101003	IA-187-0101003	\$3,330.60	12
IA	Webster	191870104003	IA-187-0104003	\$2,968.80	18
IA	Webster	191870002001	IA-187-0002001	\$2,293.80	13
IA	Webster	191870009001	IA-187-0009001	\$1,692.00	13
IA	Webster	191870001007	IA-187-0001007	\$1,465.80	14
IA	Webster	191870003002	IA-187-0003002	\$1,146.00	4
IA	Webster	191870002003	IA-187-0002003	\$986.40	1
IA	Webster	191870005001	IA-187-0005001	\$820.20	1
IA	Webster	191870007002	IA-187-0007002	\$567.00	4
IA	Webster	191870001002	IA-187-0001002	\$354.00	1
IA	Webster	191870001004	IA-187-0001004	\$17.40	1
IA	Kossuth	191099502003	IA-109-9502003	\$17,966.48	402
IA	Kossuth	191099501002	IA-109-9501002	\$16,104.27	218
IA	Kossuth	191099506001	IA-109-9506001	\$11,162.71	222
IA	Kossuth	191099502002	IA-109-9502002	\$8,138.07	179
IA	Kossuth	191099506002	IA-109-9506002	\$3,032.12	62
IA	Kossuth	191099503003	IA-109-9503003	\$411.60	6
IA	Kossuth	191099502001	IA-109-9502001	\$406.00	4
IA	Kossuth	191099505003	IA-109-9505003	\$269.40	7
IA	Kossuth	191099504003	IA-109-9504003	\$138.00	3
IA	Kossuth	191099504001	IA-109-9504001	\$82.80	2
IA	Winneshiek	191919501003	IA-191-9501003	\$13,642.93	172
IA	Winneshiek	191919504002	IA-191-9504002	\$6,937.21	191
IA	Winneshiek	191919503001	IA-191-9503001	\$5,205.60	38
IA	Winneshiek	191919505001	IA-191-9505001	\$4,489.91	102
IA	Winneshiek	191919501001	IA-191-9501001	\$3,779.74	53
IA	Winneshiek	191919501004	IA-191-9501004	\$3,419.05	66
IA	Winneshiek	191919501002	IA-191-9501002	\$3,227.36	74
IA	Winneshiek	191919505002	IA-191-9505002	\$3,083.51	48
IA	Winneshiek	191919504003	IA-191-9504003	\$3,024.02	58
IA	Winneshiek	191919504004	IA-191-9504004	\$2,514.32	80
IA	Winneshiek	191919503003	IA-191-9503003	\$1,942.80	9
IA	Winneshiek	191919505004	IA-191-9505004	\$1,714.58	40
IA	Winneshiek	191919502004	IA-191-9502004	\$1,485.52	53
IA	Winneshiek	191919503004	IA-191-9503004	\$921.60	4
IA	Winneshiek	191919505003	IA-191-9505003	\$333.62	3
IA	Winneshiek	191919502001	IA-191-9502001	\$323.40	4
IA	Winneshiek	191919502003	IA-191-9502003	\$128.40	3
IA	Des Moines	190570012002	IA-057-0012002	\$10,233.52	45
IA	Des Moines	190570011001	IA-057-0011001	\$9,815.82	25
IA	Des Moines	190570011002	IA-057-0011002	\$8,735.57	23

IA	Des Moines	190570010004	IA-057-0010004	\$7,422.60	23
IA	Des Moines	190570011003	IA-057-0011003	\$5,683.20	20
IA	Des Moines	190570008001	IA-057-0008001	\$4,606.20	27
IA	Des Moines	190570012003	IA-057-0012003	\$3,699.60	23
IA	Des Moines	190570007002	IA-057-0007002	\$1,117.20	13
IA	Des Moines	190570011004	IA-057-0011004	\$688.20	9
IA	Des Moines	190570003005	IA-057-0003005	\$622.80	18
IA	Des Moines	190570003001	IA-057-0003001	\$555.60	9
IA	Des Moines	190570006003	IA-057-0006003	\$364.20	1
IA	Des Moines	190570009002	IA-057-0009002	\$162.60	3
IA	Dallas	190490508121	IA-049-0508121	\$14,646.00	43
IA	Dallas	190490509022	IA-049-0509022	\$14,602.80	53
IA	Dallas	190490509023	IA-049-0509023	\$10,428.60	39
IA	Dallas	190490509021	IA-049-0509021	\$7,565.40	68
IA	Dallas	190490508091	IA-049-0508091	\$2,571.00	13
IA	Dallas	190490508032	IA-049-0508032	\$1,096.80	5
IA	Dallas	190490507001	IA-049-0507001	\$741.60	5
IA	Dallas	190490508031	IA-049-0508031	\$700.20	10
IA	Dallas	190490508112	IA-049-0508112	\$472.80	2
IA	Dallas	190490503001	IA-049-0503001	\$291.00	1
IA	Dallas	190490503004	IA-049-0503004	\$236.40	1
IA	Dallas	190490508033	IA-049-0508033	\$163.20	9
IA	Dallas	190490502003	IA-049-0502003	\$94.80	1
IA	Dallas	190490507003	IA-049-0507003	\$57.60	2
IA	Dallas	190490507002	IA-049-0507002	\$31.20	1
IA	Wayne	191850701001	IA-185-0701001	\$37,932.30	76
IA	Wayne	191850703001	IA-185-0703001	\$15,331.50	25
IA	Fremont	190719703001	IA-071-9703001	\$25,714.87	132
IA	Fremont	190719702001	IA-071-9702001	\$24,840.90	89
IA	Scott	191630104022	IA-163-0104022	\$8,624.40	48
IA	Scott	191630128011	IA-163-0128011	\$5,178.60	43
IA	Scott	191630124001	IA-163-0124001	\$4,669.20	46
IA	Scott	191630101024	IA-163-0101024	\$4,610.40	29
IA	Scott	191630137021	IA-163-0137021	\$2,935.80	51
IA	Scott	191630128021	IA-163-0128021	\$2,745.60	36
IA	Scott	191630134002	IA-163-0134002	\$1,488.60	15
IA	Scott	191630133003	IA-163-0133003	\$1,307.40	7
IA	Scott	191630109001	IA-163-0109001	\$1,147.20	10
IA	Scott	191630130001	IA-163-0130001	\$1,100.40	27
IA	Scott	191630103002	IA-163-0103002	\$1,006.20	2
IA	Scott	191630129011	IA-163-0129011	\$1,001.40	21
IA	Scott	191630135001	IA-163-0135001	\$922.80	5
IA	Scott	191630109002	IA-163-0109002	\$859.80	4
IA	Scott	191630127021	IA-163-0127021	\$780.60	45
IA	Scott	191630101025	IA-163-0101025	\$780.00	6
IA	Scott	191630128012	IA-163-0128012	\$720.00	3
IA	Scott	191630104021	IA-163-0104021	\$672.00	3

IA	Scott	191630137062	IA-163-0137062	\$651.00	1
IA	Scott	191630106002	IA-163-0106002	\$604.80	6
IA	Scott	191630125021	IA-163-0125021	\$567.00	1
IA	Scott	191630119001	IA-163-0119001	\$427.20	12
IA	Scott	191630110001	IA-163-0110001	\$407.40	10
IA	Scott	191630121001	IA-163-0121001	\$406.80	3
IA	Scott	191630129022	IA-163-0129022	\$395.40	3
IA	Scott	191630110002	IA-163-0110002	\$366.60	10
IA	Scott	191630108001	IA-163-0108001	\$296.40	2
IA	Scott	191630121002	IA-163-0121002	\$292.80	1
IA	Scott	191630137061	IA-163-0137061	\$269.40	7
IA	Scott	191630115002	IA-163-0115002	\$249.60	3
IA	Scott	191630136002	IA-163-0136002	\$226.80	5
IA	Scott	191630117003	IA-163-0117003	\$218.40	2
IA	Scott	191630128023	IA-163-0128023	\$197.40	3
IA	Scott	191630137024	IA-163-0137024	\$188.40	7
IA	Scott	191630125022	IA-163-0125022	\$183.00	2
IA	Scott	191630132001	IA-163-0132001	\$182.40	4
IA	Scott	191630116003	IA-163-0116003	\$167.40	1
IA	Scott	191630137053	IA-163-0137053	\$145.80	3
IA	Scott	191630113002	IA-163-0113002	\$125.40	7
IA	Scott	191630137031	IA-163-0137031	\$104.40	1
IA	Scott	191630102013	IA-163-0102013	\$100.80	5
IA	Scott	191630107002	IA-163-0107002	\$88.20	1
IA	Scott	191630118001	IA-163-0118001	\$68.40	1
IA	Scott	191630125011	IA-163-0125011	\$61.80	1
IA	Scott	191630122002	IA-163-0122002	\$48.60	2
IA	Scott	191630129021	IA-163-0129021	\$31.80	1
IA	Scott	191630137051	IA-163-0137051	\$27.00	3
IA	Scott	191630127011	IA-163-0127011	\$20.40	1
IA	Scott	191630127022	IA-163-0127022	\$10.80	2
IA	Scott	191630131002	IA-163-0131002	\$1.80	1
IA	Howard	190899603003	IA-089-9603003	\$11,987.07	250
IA	Howard	190899602002	IA-089-9602002	\$9,756.61	157
IA	Howard	190899602001	IA-089-9602001	\$6,333.24	136
IA	Howard	190899602003	IA-089-9602003	\$6,070.08	140
IA	Howard	190899603001	IA-089-9603001	\$5,788.38	96
IA	Howard	190899603002	IA-089-9603002	\$4,180.33	84
IA	Louisa	191154501003	IA-115-4501003	\$37,860.90	224
IA	Louisa	191154502004	IA-115-4502004	\$1,973.40	33
IA	Van Buren	191779502001	IA-177-9502001	\$21,225.50	25
IA	Van Buren	191779502004	IA-177-9502004	\$15,953.70	67
IA	Chickasaw	190370703002	IA-037-0703002	\$12,254.69	218
IA	Chickasaw	190370701001	IA-037-0701001	\$11,437.80	193
IA	Chickasaw	190370703001	IA-037-0703001	\$7,644.17	156
IA	Chickasaw	190370702001	IA-037-0702001	\$3,122.41	47
IA	Chickasaw	190370703003	IA-037-0703003	\$1,640.40	8

IA	Clayton	190430705002	IA-043-0705002	\$35,116.50	38
IA	Appanoose	190079505003	IA-007-9505003	\$29,497.80	60
IA	Appanoose	190079501002	IA-007-9501002	\$2,730.90	11
IA	Pottawattamie	191550317003	IA-155-0317003	\$12,807.00	42
IA	Pottawattamie	191550313002	IA-155-0313002	\$5,106.60	35
IA	Pottawattamie	191550318002	IA-155-0318002	\$2,570.40	13
IA	Pottawattamie	191550316013	IA-155-0316013	\$2,460.00	6
IA	Pottawattamie	191550316022	IA-155-0316022	\$1,891.20	14
IA	Pottawattamie	191550304022	IA-155-0304022	\$686.40	2
IA	Pottawattamie	191550317004	IA-155-0317004	\$677.40	13
IA	Pottawattamie	191550314003	IA-155-0314003	\$604.80	3
IA	Pottawattamie	191550319004	IA-155-0319004	\$478.20	1
IA	Pottawattamie	191550308001	IA-155-0308001	\$453.60	6
IA	Pottawattamie	191550313001	IA-155-0313001	\$361.80	2
IA	Pottawattamie	191550307002	IA-155-0307002	\$245.40	1
IA	Pottawattamie	191550307003	IA-155-0307003	\$168.60	1
IA	Pottawattamie	191550308003	IA-155-0308003	\$161.40	2
IA	Pottawattamie	191550312003	IA-155-0312003	\$158.40	4
IA	Pottawattamie	191550316021	IA-155-0316021	\$146.40	1
IA	Pottawattamie	191550316011	IA-155-0316011	\$95.40	1
IA	Pottawattamie	191550309001	IA-155-0309001	\$74.40	2
IA	Pottawattamie	191550311001	IA-155-0311001	\$27.00	1
IA	Pottawattamie	191550306022	IA-155-0306022	\$17.40	1
IA	Pottawattamie	191550319003	IA-155-0319003	\$10.80	14
IA	Pottawattamie	191550217023	IA-155-0217023	\$7.20	1
IA	Floyd	190674801003	IA-067-4801003	\$10,509.60	15
IA	Floyd	190674803001	IA-067-4803001	\$6,168.66	49
IA	Floyd	190674801002	IA-067-4801002	\$3,400.08	27
IA	Floyd	190674802001	IA-067-4802001	\$2,668.32	17
IA	Floyd	190674804001	IA-067-4804001	\$1,348.20	6
IA	Floyd	190674804003	IA-067-4804003	\$1,000.20	1
IA	Floyd	190674805005	IA-067-4805005	\$867.00	2
IA	Floyd	190674801001	IA-067-4801001	\$774.20	9
IA	Floyd	190674805002	IA-067-4805002	\$750.00	2
IA	Floyd	190674805004	IA-067-4805004	\$691.80	5
IA	Floyd	190674804002	IA-067-4804002	\$374.40	2
IA	Floyd	190674805001	IA-067-4805001	\$29.40	3
IA	Clinton	190450012001	IA-045-0012001	\$21,138.22	70
IA	Clinton	190450004003	IA-045-0004003	\$3,709.20	16
IA	Clinton	190450008005	IA-045-0008005	\$1,801.20	15
IA	Clinton	190450002001	IA-045-0002001	\$555.00	4
IA	Clinton	190450006003	IA-045-0006003	\$468.60	4
IA	Clinton	190450006002	IA-045-0006002	\$151.20	8
IA	Clinton	190450003003	IA-045-0003003	\$46.80	1
IA	Bremer	190170046003	IA-017-0046003	\$17,840.10	117
IA	Bremer	190170046002	IA-017-0046002	\$5,443.80	54
IA	Bremer	190170042002	IA-017-0042002	\$1,090.80	14

IA	Bremer	190170040001	IA-017-0040001	\$1,063.80	7
IA	Bremer	190170040002	IA-017-0040002	\$115.80	2
IA	Dubuque	190610101042	IA-061-0101042	\$4,695.00	13
IA	Dubuque	190610102011	IA-061-0102011	\$4,317.98	21
IA	Dubuque	190610001001	IA-061-0001001	\$3,349.20	17
IA	Dubuque	190610102012	IA-061-0102012	\$1,512.60	19
IA	Dubuque	190610011025	IA-061-0011025	\$1,495.20	9
IA	Dubuque	190610106002	IA-061-0106002	\$1,193.40	3
IA	Dubuque	190610008011	IA-061-0008011	\$1,149.00	5
IA	Dubuque	190610101032	IA-061-0101032	\$1,092.60	1
IA	Dubuque	190610103003	IA-061-0103003	\$1,022.40	1
IA	Dubuque	190610106001	IA-061-0106001	\$881.40	11
IA	Dubuque	190610001002	IA-061-0001002	\$616.20	3
IA	Dubuque	190610012051	IA-061-0012051	\$570.00	5
IA	Dubuque	190610101033	IA-061-0101033	\$353.40	11
IA	Dubuque	190610101031	IA-061-0101031	\$141.00	1
IA	Dubuque	190610007022	IA-061-0007022	\$140.40	6
IA	Dubuque	190610101011	IA-061-0101011	\$138.00	4
IA	Dubuque	190610101012	IA-061-0101012	\$122.40	3
IA	Dubuque	190610101051	IA-061-0101051	\$102.60	2
IA	Dubuque	190610007012	IA-061-0007012	\$30.60	1
IA	Dubuque	190610008014	IA-061-0008014	\$25.20	1
IA	Dubuque	190610008012	IA-061-0008012	\$13.80	1
IA	Dubuque	190610007023	IA-061-0007023	\$1.80	1
IA	Dubuque	190610008021	IA-061-0008021	\$1.20	2
IA	Woodbury	191930036005	IA-193-0036005	\$5,067.60	21
IA	Woodbury	191930036004	IA-193-0036004	\$4,558.20	22
IA	Woodbury	191930031001	IA-193-0031001	\$4,021.80	5
IA	Woodbury	191930007002	IA-193-0007002	\$2,974.80	25
IA	Woodbury	191930033002	IA-193-0033002	\$2,108.40	10
IA	Woodbury	191930019001	IA-193-0019001	\$1,001.40	2
IA	Woodbury	191930004004	IA-193-0004004	\$817.80	5
IA	Woodbury	191930005002	IA-193-0005002	\$810.60	3
IA	Woodbury	191930005004	IA-193-0005004	\$783.00	1
IA	Woodbury	191930021025	IA-193-0021025	\$193.80	3
IA	Woodbury	191930015003	IA-193-0015003	\$157.80	1
IA	Woodbury	191930018001	IA-193-0018001	\$1.20	1
IA	Story	191690001003	IA-169-0001003	\$5,384.40	28
IA	Story	191690010003	IA-169-0010003	\$4,975.80	19
IA	Story	191690008001	IA-169-0008001	\$3,034.20	3
IA	Story	191690101004	IA-169-0101004	\$2,266.80	5
IA	Story	191690013021	IA-169-0013021	\$1,897.20	8
IA	Story	191690006001	IA-169-0006001	\$1,468.20	12
IA	Story	191690011004	IA-169-0011004	\$920.40	3
IA	Story	191690012001	IA-169-0012001	\$505.20	11
IA	Story	191690003003	IA-169-0003003	\$468.00	4
IA	Story	191690001006	IA-169-0001006	\$253.20	4



IA	Story	191690013011	IA-169-0013011	\$205.20	1
IA	Story	191690004001	IA-169-0004001	\$160.20	1
IA	Story	191690008002	IA-169-0008002	\$158.40	1
IA	Story	191690001002	IA-169-0001002	\$47.40	1
IA	Story	191690009001	IA-169-0009001	\$40.80	2
IA	Story	191690010002	IA-169-0010002	\$28.80	4
IA	Story	191690013012	IA-169-0013012	\$6.60	1
IA	Muscatine	191390501004	IA-139-0501004	\$14,070.60	30
IA	Muscatine	191390501003	IA-139-0501003	\$5,169.00	43
IA	Muscatine	191390507001	IA-139-0507001	\$1,177.20	2
IA	Muscatine	191390504002	IA-139-0504002	\$588.60	7
IA	Muscatine	191390501001	IA-139-0501001	\$401.40	2
IA	Muscatine	191390506001	IA-139-0506001	\$3.60	1
IA	Boone	190150201002	IA-015-0201002	\$12,864.00	71
IA	Boone	190150207001	IA-015-0207001	\$4,276.80	17
IA	Boone	190150201001	IA-015-0201001	\$1,095.60	2
IA	Boone	190150206001	IA-015-0206001	\$1,067.40	5
IA	Boone	190150204001	IA-015-0204001	\$570.60	1
IA	Boone	190150203003	IA-015-0203003	\$492.60	31
IA	Boone	190150207004	IA-015-0207004	\$370.20	1
IA	Boone	190150202002	IA-015-0202002	\$172.80	1
IA	Boone	190150204002	IA-015-0204002	\$61.20	1
IA	Boone	190150203002	IA-015-0203002	\$52.80	1
IA	Boone	190150202003	IA-015-0202003	\$35.40	1
IA	Grundy	190759603002	IA-075-9603002	\$8,002.20	40
IA	Grundy	190759602003	IA-075-9602003	\$5,313.60	19
IA	Grundy	190759604001	IA-075-9604001	\$3,422.69	35
IA	Grundy	190759603003	IA-075-9603003	\$2,111.34	40
IA	Grundy	190759601004	IA-075-9601004	\$523.69	11
IA	Grundy	190759601003	IA-075-9601003	\$258.85	4
IA	Buchanan	190199506001	IA-019-9506001	\$7,622.40	16
IA	Buchanan	190199504001	IA-019-9504001	\$2,099.40	5
IA	Buchanan	190199505003	IA-019-9505003	\$1,555.80	8
IA	Buchanan	190199505002	IA-019-9505002	\$406.20	1
IA	Buchanan	190199505001	IA-019-9505001	\$361.80	7
IA	Buchanan	190199505004	IA-019-9505004	\$245.40	1
IA	Buchanan	190199504002	IA-019-9504002	\$145.20	2
IA	Fayette	190650801001	IA-065-0801001	\$6,630.00	23
IA	Fayette	190650804002	IA-065-0804002	\$2,697.60	19
IA	Fayette	190650801002	IA-065-0801002	\$1,304.40	11
IA	Fayette	190650805003	IA-065-0805003	\$582.00	2
IA	Fayette	190650801003	IA-065-0801003	\$99.60	14
IA	Benton	190119604001	IA-011-9604001	\$4,403.40	14
IA	Benton	190119603003	IA-011-9603003	\$3,213.60	17
IA	Benton	190119603004	IA-011-9603004	\$1,149.00	4
IA	Benton	190119602001	IA-011-9602001	\$1,000.80	2
IA	Benton	190119606003	IA-011-9606003	\$756.60	1

IA	Benton	190119603001	IA-011-9603001	\$312.60	2
IA	Benton	190119603002	IA-011-9603002	\$222.00	3
IA	Johnson	191030004003	IA-103-0004003	\$2,338.43	12
IA	Johnson	191030104004	IA-103-0104004	\$1,578.00	21
IA	Johnson	191030105001	IA-103-0105001	\$1,275.60	7
IA	Johnson	191030018012	IA-103-0018012	\$1,061.40	24
IA	Johnson	191030001003	IA-103-0001003	\$1,020.00	4
IA	Johnson	191030005003	IA-103-0005003	\$558.00	2
IA	Johnson	191030018021	IA-103-0018021	\$538.20	14
IA	Johnson	191030103021	IA-103-0103021	\$454.20	6
IA	Johnson	191030003012	IA-103-0003012	\$434.40	4
IA	Johnson	191030003021	IA-103-0003021	\$396.00	2
IA	Johnson	191030014003	IA-103-0014003	\$395.40	5
IA	Johnson	191030001001	IA-103-0001001	\$202.20	2
IA	Johnson	191030004001	IA-103-0004001	\$187.20	1
IA	Johnson	191030021001	IA-103-0021001	\$164.40	3
IA	Johnson	191030002001	IA-103-0002001	\$145.20	2
IA	Tama	191712904002	IA-171-2904002	\$5,266.80	17
IA	Tama	191712905003	IA-171-2905003	\$3,694.91	50
IA	Tama	191712901002	IA-171-2901002	\$1,192.80	1
IA	Cass	190291905002	IA-029-1905002	\$4,915.20	22
IA	Cass	190291904001	IA-029-1904001	\$1,956.60	9
IA	Cass	190291905003	IA-029-1905003	\$1,862.40	5
IA	Cass	190291905001	IA-029-1905001	\$622.80	7
IA	Cass	190291904003	IA-029-1904003	\$356.40	7
IA	Cass	190291904004	IA-029-1904004	\$93.00	1
IA	Black Hawk	190130026041	IA-013-0026041	\$6,921.00	63
IA	Black Hawk	190130026043	IA-013-0026043	\$1,383.60	4
IA	Black Hawk	190130027001	IA-013-0027001	\$1,287.60	5
IA	Black Hawk	190130026031	IA-013-0026031	\$71.40	1
IA	Marshall	191279504003	IA-127-9504003	\$5,361.14	58
IA	Marshall	191279503004	IA-127-9503004	\$1,307.40	4
IA	Marshall	191279508002	IA-127-9508002	\$862.20	7
IA	Marshall	191279508001	IA-127-9508001	\$500.40	2
IA	Marshall	191279509001	IA-127-9509001	\$193.80	3
IA	Marshall	191279507002	IA-127-9507002	\$108.60	1
IA	Allamakee	190059601003	IA-005-9601003	\$6,523.80	23
IA	Allamakee	190059601001	IA-005-9601001	\$1,554.00	13
IA	Allamakee	190059601002	IA-005-9601002	\$43.20	1
IA	Jackson	190979503001	IA-097-9503001	\$3,435.21	21
IA	Jackson	190979506002	IA-097-9506002	\$1,744.80	42
IA	Jackson	190979506001	IA-097-9506001	\$628.20	6
IA	Jackson	190979505003	IA-097-9505003	\$125.40	1
IA	Washington	191839601001	IA-183-9601001	\$3,130.50	29
IA	Washington	191839602004	IA-183-9602004	\$2,747.40	19
IA	Page	191454902003	IA-145-4902003	\$3,218.40	24
IA	Page	191454902001	IA-145-4902001	\$1,052.40	9



IA	Page	191454903003	IA-145-4903003	\$576.60	3
IA	Page	191454903001	IA-145-4903001	\$101.40	1
IA	Wright	191976801003	IA-197-6801003	\$2,845.20	11
IA	Wright	191976801002	IA-197-6801002	\$1,590.00	6
IA	Wright	191976805004	IA-197-6805004	\$265.80	5
IA	Wright	191976803002	IA-197-6803002	\$57.60	1
IA	Wright	191976805001	IA-197-6805001	\$28.80	3
IA	Montgomery	191379602002	IA-137-9602002	\$1,285.80	28
IA	Montgomery	191379603001	IA-137-9603001	\$1,279.20	17
IA	Montgomery	191379603003	IA-137-9603003	\$1,222.80	11
IA	Montgomery	191379603002	IA-137-9603002	\$495.60	3
IA	Iowa	190959604001	IA-095-9604001	\$3,366.30	66
IA	Jasper	190990407001	IA-099-0407001	\$2,608.20	15
IA	Jasper	190990407002	IA-099-0407002	\$448.20	5
IA	Keokuk	191070804002	IA-107-0804002	\$2,908.20	2
IA	Keokuk	191070802003	IA-107-0802003	\$71.40	1
IA	Keokuk	191070803001	IA-107-0803001	\$64.80	1
IA	Delaware	190559504004	IA-055-9504004	\$2,980.50	6
IA	Lyon	191199503003	IA-119-9503003	\$2,969.40	26
IA	Poweshiek	191573705003	IA-157-3705003	\$2,827.00	13
IA	Taylor	191731801003	IA-173-1801003	\$2,404.80	10
IA	Taylor	191731801002	IA-173-1801002	\$61.20	11
IA	Butler	190230704001	IA-023-0704001	\$1,062.00	1
IA	Butler	190230701001	IA-023-0701001	\$885.60	1
IA	Butler	190230705003	IA-023-0705003	\$169.80	3
IA	Emmet	190630703001	IA-063-0703001	\$1,084.80	35
IA	Emmet	190630704002	IA-063-0704002	\$389.40	2
IA	Emmet	190630704001	IA-063-0704001	\$370.80	9
IA	Carroll	190279606003	IA-027-9606003	\$1,684.80	13
IA	Mahaska	191239503003	IA-123-9503003	\$1,186.80	7
IA	Mahaska	191239504001	IA-123-9504001	\$445.80	2
IA	Mahaska	191239506002	IA-123-9506002	\$45.60	1
IA	Cerro Gordo	190339506001	IA-033-9506001	\$1,195.80	5
IA	Cerro Gordo	190339501021	IA-033-9501021	\$233.40	6
IA	Cerro Gordo	190339502004	IA-033-9502004	\$25.20	4
IA	Cerro Gordo	190339516004	IA-033-9516004	\$6.60	1
IA	Cerro Gordo	190339504022	IA-033-9504022	\$4.20	1
IA	Humboldt	190919703003	IA-091-9703003	\$723.00	17
IA	Humboldt	190919704002	IA-091-9704002	\$252.60	3
IA	Harrison	190852904001	IA-085-2904001	\$552.00	2
IA	Harrison	190852904003	IA-085-2904003	\$232.20	7
IA	Harrison	190852904002	IA-085-2904002	\$111.00	3
IA	Jefferson	191010902002	IA-101-0902002	\$852.00	1
IA	Hamilton	190799604005	IA-079-9604005	\$274.20	1
IA	Hamilton	190799603003	IA-079-9603003	\$262.20	1
IA	Hamilton	190799603002	IA-079-9603002	\$98.40	3
IA	Hamilton	190799603001	IA-079-9603001	\$43.80	1

IA	Hamilton	190799602001	IA-079-9602001	\$6.60	2
IA	Adams	190039502001	IA-003-9502001	\$585.60	5
IA	Monona	191339603004	IA-133-9603004	\$384.00	3
IA	Crawford	190470704005	IA-047-0704005	\$161.40	2
IA	Crawford	190470704006	IA-047-0704006	\$151.20	1
IA	Hardin	190834803002	IA-083-4803002	\$243.60	2
IA	Hardin	190834803004	IA-083-4803004	\$11.40	1
IA	Cedar	190314502001	IA-031-4502001	\$125.40	1
IA	Cedar	190314503004	IA-031-4503004	\$76.20	1
IA	Mills	191290403021	IA-129-0403021	\$167.40	5
IA	Pocahontas	191517802002	IA-151-7802002	\$73.80	1
IA	Clarke	190399601002	IA-039-9601002	\$55.80	1
Total	<b>Total</b>			<b>\$2,318,478.63</b>	<b>12916</b>



## LIFELINE | MAKING PHONE & INTERNET MORE AFFORDABLE

LTD Broadband is a telecommunications provider who provides basic and enhanced services within its service territory, including services supported by Federal Universal Service funds and eligible for Federal Lifeline assistance.

We offer a discounted digital phone service to make calling more affordable to qualified consumers. Lifeline qualified consumers may be eligible to receive a discount on either digital phone or broadband internet service.

*To qualify, a household must participate in one of the following:*

- Supplemental Nutrition Assistance Program (SNAP, formerly known as Food Stamps)
- Medicaid
- Supplemental Security Income (SSI)
- Veterans and Survivors Pension Benefit
- Federal Public Housing
- Income at or below 135% of the federal poverty level

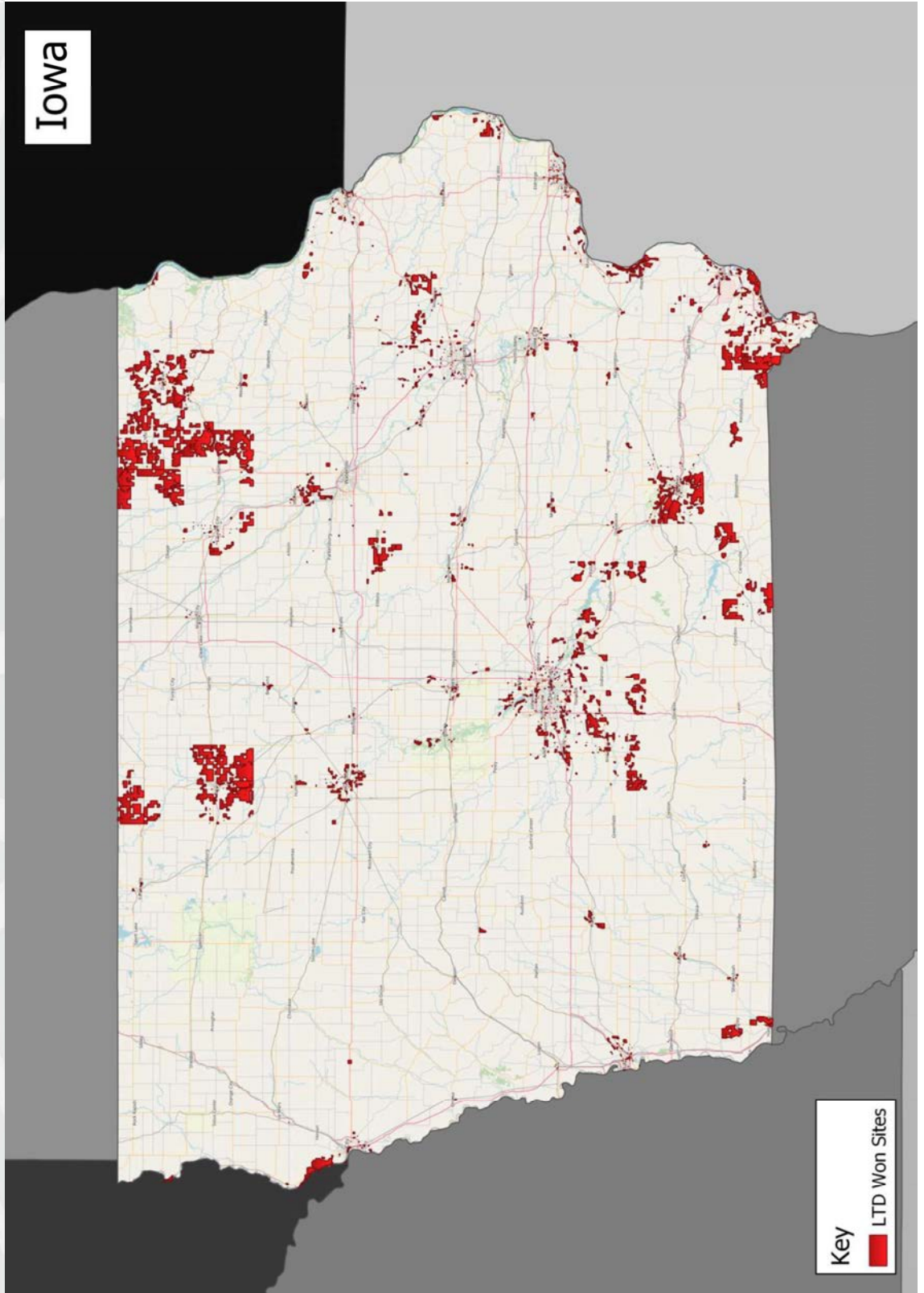
To learn more about the Lifeline program and discounts you may be eligible to receive visit the FCC's Lifeline Program page at:  
<https://www.fcc.gov/consumers/guides/lifeline-support-affordable-communications>

**PO BOX 3064, BLOOMING PRAIRIE, MN 55917 | (507) 369-6669 | WWW.LTDBROADBAND.NET**



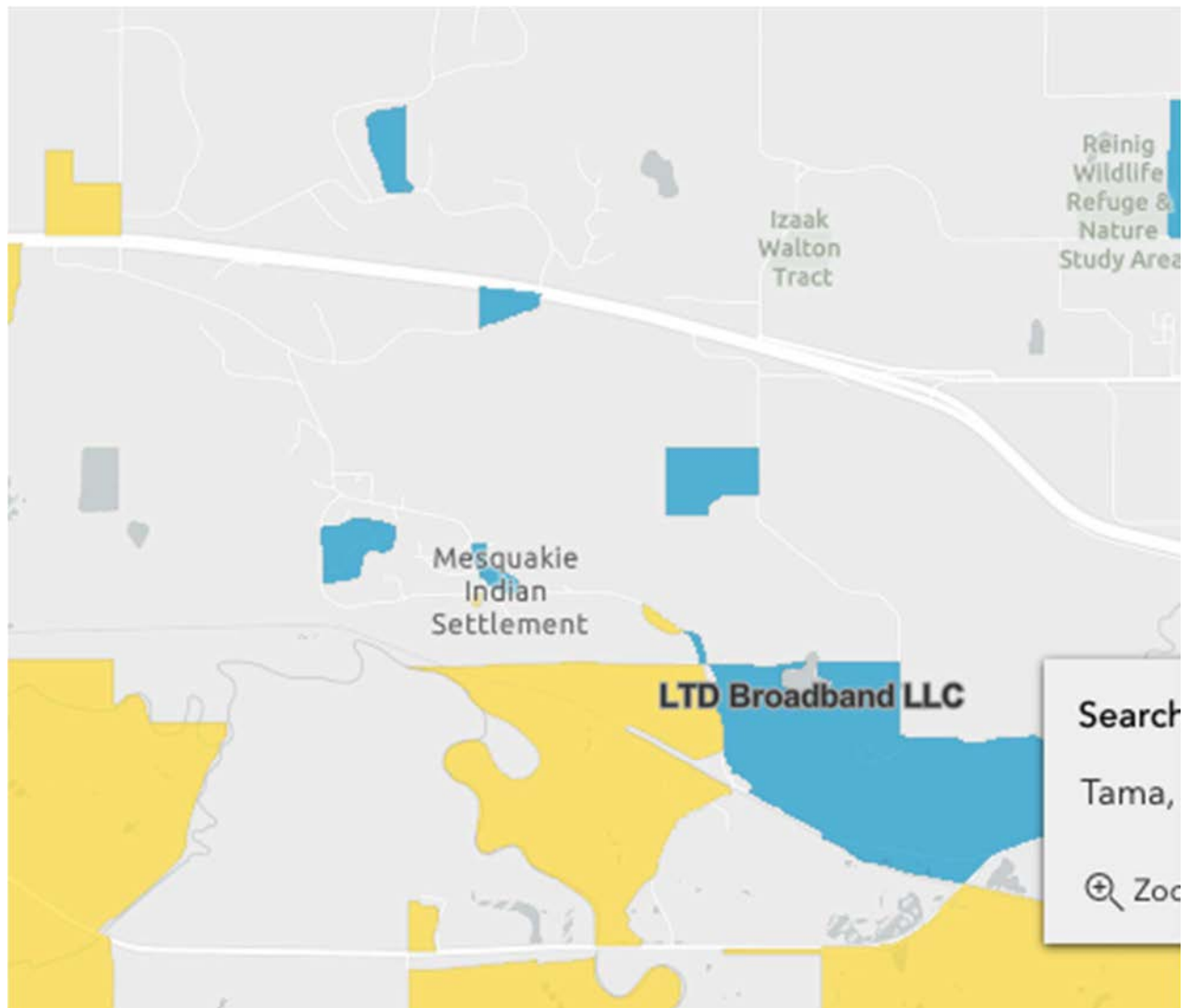
RDOF (LTD)

Iowa



Key  
LTD Won Sites

28/2021



STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

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IN RE:

LTD BROADBAND, LLC

DOCKET NO. ETA-2019-0001

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**ORDER DENYING REQUEST TO AMEND ELIGIBLE TELECOMMUNICATIONS  
CARRIER DESIGNATION**

**PROCEDURAL BACKGROUND**

In 2020, the Federal Communications Commission (FCC) established the Rural Digital Opportunity Fund (RDOF) to advance its established mission to promote universal access to communications services. The FCC structured eligibility for RDOF as a multiphase evaluation in which the FCC would presumptively award support following a competitive reverse auction to applicants who met the minimum qualifications to bid and commit to deploying and maintaining voice and broadband service of at least 25 megabits per second (Mbps) download and 3 Mbps upload in identified high-cost areas.

On December 7, 2020, the FCC issued Public Notice DA 20-1422 (Public Notice) to announce the results of the competitive bidding and lay out the remaining eligibility requirements for winning bidders to secure the support presumptively awarded. One applicable requirement is for winning bidders to secure an eligible telecommunications carrier (ETC) designation covering the census blocks awarded through RDOF. The FCC did not require a prospective bidder to obtain the designation prior to the auction



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that would provisionally award specific census blocks. The program guidance released in early 2020 advised that only winning bidders would be required to obtain ETC designation according to the respective state criteria for any census blocks awarded. If a winning bidder did not have an existing ETC that covered all areas awarded support, it would need to seek a new or amended designation in the timeframe provided. The Public Notice included a list of winning bidders, by state, and detailed the deadlines to meet the remaining eligibility requirements. The Public Notice also established a waiver mechanism for winning bidders that may be unable to satisfy the documentation requirements concerning the ETC designation by the FCC's deadline of June 7, 2021, providing, "In the event a long-form applicant determines that it will be unable to obtain the necessary ETC designations within 180 days [of this Public Notice], it should upload a petition for waiver of the deadline to its FCC Form 683 and in AU Docket No. 20-34." Given the Utilities Board's (Board) rule at 199 Iowa Administrative Code (IAC) 39.3(3)(i), which requires 30 days' advance notice of the intent to amend, the FCC's deadline for documentation established May 7, 2021, as the last day for a winning bidder in Iowa to apply for amendment of an existing designation.

On May 7, 2021, LTD Broadband, LLC (LTD), filed with the Board an application and notice to amend its ETC designation in Docket No. ETA-2019-0001, pursuant to Board rule 199 IAC 39.3(3)(i). LTD seeks to amend its ETC designation to include new locations in the state of Iowa where it was the winning bidder in the FCC's RDOF Phase I auction.

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### **LTD HISTORY AS AN ETC**

On January 22, 2019, LTD filed with the Board an application for a new ETC designation, identified as Docket No. ETA-2019-0001. That request was for the purpose of receiving support from a similar federal Universal Service Fund (USF) program, the Connect America Fund II (CAF II), in which it was awarded support from the CAF II Phase II Auction to deploy broadband and voice communications, as well as Lifeline support. In the January 22, 2019 application, LTD explained it was seeking ETC designation for the census blocks for which it was allocated funds through the CAF II auction. In response to a request from Board staff (Staff), LTD provided additional information on February 1, 2019, to complete its application. On February 20, 2019, the Board issued an order granting LTD's request for a new ETC designation, based on the finding that LTD had substantially complied with the Board's rules governing designation of ETCs. The Board defined LTD's service area as the census blocks awarded to LTD in the CAF II auction. In the February 20, 2019 order, the Board set out a series of conditions required to retain that designation. As a new carrier in Iowa, LTD was directed by the Board to file a telecommunications service provider registration prior to offering service in Iowa and to comply with the reporting and assessment obligations set forth in Iowa Code and the Board's rules.

On March 23, 2019, LTD filed an annual report as a local exchange carrier; however, LTD did not file the initial registration or any subsequent annual reports as directed by the Board and required by rule until completing a company profile in the Board's new electronic database, IUB 24/7, on May 18, 2021. Upon creation of the company profile in IUB 24/7, LTD filed the outstanding annual report due April 1, 2021,



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covering operations during calendar year 2020. The annual report covering operations during calendar year 2019, which would have been made in the Board's electronic filing system in 2020 under Docket No. M-4612, is still outstanding as of the date of this order.

LTD made its first report to the Dual Party Relay Service (DPRS) program on October 4, 2019, and reported zero revenue-producing telephone lines; however, LTD has not consistently filed timely DPRS reports from that point forward and was past due on the payment of its first assessment until July 7, 2021, when it corrected a series of past reports and paid the corresponding amounts due following an inquiry from the Board.

#### **CURRENT APPLICATION TO AMEND DESIGNATION**

In its May 7, 2021 filing with the Board, identified as "Application to Amend Eligible Telecommunications Carrier Designation" (Application), LTD acknowledges that, pursuant to the FCC's rules for the RDOF auction, LTD is required to amend its high-cost ETC designation to include the additional areas covered by its successful RDOF bids, but asserts that 30 days' advance notice is the extent of the Board's requirements to amend found at 199 IAC 39.3(3)(i). In the filing, LTD asserts: "[w]hile the Board's rule establishes no particular requirements other than notice 30 days in advance, and while the Board found LTD Broadband qualified for designation just two years ago, LTD Broadband nonetheless briefly restates the following commitments and information in support of its request." LTD further asserts in its Application that it "has all necessary regulatory authority, having been previously designed [sic] as an ETC by this Board and having been awarded support under the FCC's RDOF." LTD concludes

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the Application with a request for an amended designation before the June 7, 2021 deadline set by the FCC, stating in support:

LTD Broadband has gone above and beyond the requirement for a request for amendment to a designation by providing information on the underlying criteria for designation. LTD Broadband has satisfied the FCC of the merits of its Application for support to serve the RDOF CBGs, and the Board just two years ago granted LTD Broadband's full Application for designation as an ETC.

On May 13, 2021, after determining LTD's Application was incomplete, Staff filed a request for additional information, seeking an explanation and information relating to the criteria found in the Board's rules at 199 IAC 39.3(2), specifically lettered subparagraphs "b," "d," "g," and "n." The provision at 199 IAC 39.3(2)(b), concerning a statement of financial and technical qualification to provide the supported service, was deemed insufficient given omissions in the Application and several compliance issues related to its current designation that were outstanding at the time of filing the Application. Specifically, LTD had not complied with the Board's February 22, 2019 order, as LTD had not yet filed a registration as a telecommunications service provider, was past due on its DPRS assessment, and had not yet filed an annual report with the Board for reporting years 2019 and 2020.

On May 18, 2021, LTD filed additional information in Docket No. ETA-2019-0001 and created a company profile in IUB 24/7, which allowed LTD to complete the delinquent registration and file the overdue annual report that was due on April 1, 2021, covering operations in 2020.

On June 4, 2021, the Board determined that LTD's response was insufficient and thus would prevent the Board from rendering a decision until LTD substantially

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completed the Application by addressing the outstanding compliance obligations that cast doubt on its ability to undertake the additional responsibilities. Accordingly, also on June 4, 2021, the Board issued an order in Docket No. ETA-2019-0001 seeking additional information concerning the omissions in the Application and requiring LTD to address the remaining outstanding compliance obligations. The Board provided 30 days for LTD to reply, aware that the FCC had established a waiver mechanism that allowed winning bidders to request an extension of time to obtain the designation to give state public utility commissions the opportunity to evaluate the merits of a complete Application. Due to the Independence Day holiday, the deadline to reply carried over to July 7, 2021.

On June 7, 2021, LTD filed a petition for limited waiver with the FCC, seeking additional time beyond the FCC's June 7, 2021 deadline to upload documentation of ETC designation for certain states in which it was awarded census blocks for RDOF. Iowa is included in the list of states subject to the waiver petition. In its waiver petition, LTD states the following to the FCC in reference to its designation in Iowa and misstates Iowa's regulatory requirements:

As a CAF Phase II recipient for Iowa census blocks, LTD is already designated by the Iowa Utilities Board ("IUB") as an ETC in Iowa (Docket No. ETA-2019-0001). Accordingly, consistent with the IUB's rule at 199 Iowa Administrative Code (IAC) 39.3(3)(i), LTD Broadband was required to provide 30 days' notice before the Commission's June 7 deadline of its intent to amend the ETC designation. LTD Broadband timely filed its ETC amendment on May 7, 2021. In a June 4, 2021 Order Requesting Additional Information, the IUB is requiring LTD Broadband to provide additional information within 30 days. This information relates to LTD Broadband's existing ETC Application. LTD Broadband expects to

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provide the requested information well within the 30-day time frame, and expects approval of its ETC amendment shortly thereafter.<sup>1</sup>

On July 6, 2021, LTD filed a reply to the Board's June 4, 2021 order, addressing the remaining aspects of the Application. As part of that reply, LTD informed the Board that it had corrected a series of reports to the Dual Party Relay Service program.

On July 26, 2021, the FCC contacted LTD and 196 other carriers by letter regarding certain census blocks presumptively awarded for RDOF support to recommend the carriers assess whether those census blocks should be relinquished to serve the public interest of avoiding duplication. Included in that list were census blocks in Iowa. On August 16, 2021, LTD replied to the FCC with a list of 118 census blocks in Iowa for which it no longer intends to pursue support. The list of census blocks in play is relevant for purposes of an Application to amend an ETC designation as the Board sets the service area. The FCC indicates it will approve defaults via Public Notice, which had not been issued as of the date of this order.

On October 20, 2021, the FCC issued an order (Waiver Order) denying LTD's June 7, 2021 request for waiver of the deadline to submit ETC documentation from three states, including the waiver request related to this Application concerning census blocks in Iowa.<sup>2</sup> In the Waiver Order, the FCC concludes that LTD did not file its petition for designation in Iowa within the FCC's 30-day "good faith presumption" window, did not demonstrate that good cause was shown to justify the FCC's waiver of its ETC

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<sup>1</sup> See Petition for Limited Waiver of LTD Broadband LLC, AU Docket No. 20-34, WC Docket Nos. 10-90, 19-126 (filed June 7, 2021). Available at: <https://ecfsapi.fcc.gov/file/106070476913071/LTD%20Broadband%20ETC%20Waiver%20Request.pdf>.

<sup>2</sup> See In the Matter of the Rural Digital Opportunity Fund Auction (Auction 904) Rural Digital Opportunity Fund, No. AU Docket No. 20-34, WC Docket No. 19-126 2021 WL 4941602 (OHMSV Oct. 20, 2021). Available at: <https://docs.fcc.gov/public/attachments/DA-21-1311A1.pdf>.

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documentation deadline and that it's the sole responsibility of the applicant to

understand the ETC designation rules in each state. The Waiver Order states:

LTD explains that it did not file its ETC designation application in Nebraska until April 28 and in Iowa and North Dakota until May 7, approximately five months after the release of the Auction 904 Closing Public Notice. LTD contends that it waited until those dates to file in these states due to its understanding that each state had a 30-day ETC approval process and that it therefore believed it would obtain ETC designation in all three states by the Commission's June 7 deadline. LTD offers no explanation for why it did not file in these states sooner, or why waiting until the last possible moment to file (even if its assumptions about a 30 day approval process were correct) was a choice warranting waiver.<sup>3</sup>

The FCC concludes by indicating it will release a public notice "in the near future" finding LTD in default of its bids in Iowa. The Board understands this action by the FCC may render the Application before the Board moot; however, should LTD decide to petition the FCC for reconsideration, the Board's evaluation of the Application on the merits would remain relevant.

No objections have been filed in this docket.

## **LEGAL STANDARDS**

Federal law establishes certain requirements in 47 U.S.C. § 214(e) that common carriers must satisfy in order to receive federal universal service support; 47 U.S.C. § 214(e)(2) places the duty to designate carriers on state commissions, and Iowa Code § 476.95B provides: "The board may exercise any powers reserved or delegated to the state by the federal Telecommunications Act of 1996 or any other federal law, rule, or order thereunder, and may hear and resolve any dispute arising thereunder . . ." The Board's subrule at 199 IAC 39.3(1) implements that authority and provides that, "if an applicant requests an expedited ruling from the board on an application to be

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designated as an ETC or on an amendment to an existing ETC designation, the applicant shall specify why an expedited process is necessary and why an expedited review would not be contrary to the public interest.” Board paragraph 199 IAC 39.3(3)(i) governs amendments to existing ETC designations and includes a minimum notice requirement that the carrier provide notice of the expansion 30 days in advance and certify that the carrier intends to amend its designation to serve as an ETC in the expanded area. Finally, Board subrule 39.3(2) sets out the Board’s application criteria to be designated as an ETC to qualify for support from the federal USF in a particular geographic service area.

In order to receive support from RDOF for the new locations described in its Application, LTD must amend its ETC designation to include the new locations. LTD filed the Application pursuant to 47 U.S.C. §§ 214(e)(2) and (3), requesting that the Board amend its existing designation as an ETC, to be eligible under 47 CFR § 54.201(d) to receive high-cost federal USF support under the FCC’s new RDOF program. Participation in RDOF requires adherence to deployment obligations, service milestones, reporting requirements, and performance targets to remain eligible. While the FCC assumes the primary role of overall program oversight, federal law at 47 CFR § 54.320(c) notes that noncompliance by a support recipient may subject the recipient to a variety of sanctions, including potential revocation of ETC designation. For those reasons, the Board also evaluates compliance history when reviewing Applications to amend for service to a new area that will be supported by public funds. The Application criteria provided in 199 IAC 39.3(2) apply uniformly to those seeking a new or amended ETC designation. As the Board’s previous approval was based primarily upon a

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certification of future compliance, a current review of compliance with 199 IAC 39.3(2) is also carried out to ensure LTD's continued eligibility for ETC designation. As part of that compliance review, the Board evaluates adherence with applicable rule and Code provisions, specifically 199 IAC 23.1(2) requiring the filing of an annual report; 199 IAC 39.7(3)(c) concerning the annual filing of affidavits from carriers seeking to continue receiving high-cost support; 199 IAC 39.3(2)(m) requiring ETCs to contribute to DPRS; and Iowa Code § 476.95A, which requires registration as a telecommunications service provider, as defined in Iowa Code § 476.103, prior to offering service in Iowa. The requirement to register is a standard for all carriers that fit that definition, not only those that take on the additional responsibilities that come with designation as an ETC.

### **BOARD DISCUSSION**

The Board begins by noting the incongruence between LTD's assertion that it has all regulatory approvals needed and its filing of an Application requesting approval through Board action. It is not clear to the Board why LTD would need a waiver from the FCC if LTD had all required regulatory approvals at the time it filed notice of intent to amend with the Board. If that were the case, there would be no need for an Application to the Board for an amended designation, no need to petition the FCC for a waiver of the deadline to evidence the adequacy of its designation, and no need to wait for this order determining the outcome of the request. The Board is left to conclude that either LTD significantly misunderstands its regulatory requirements or is attempting to mislead the agencies charged with evaluating eligibility, with both scenarios casting serious doubt on the appropriateness of granting the request to amend. Therefore, despite

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LTD's assertions to the Board and FCC concerning the legal standards that apply, the Board reviews this Application using the Board's interpretation of chapter 39 of its rules. Using that standard, the Board concludes that both a notice of intent and an application are required to amend an ETC designation, thus LTD's filing will be treated as an application pursuant to 199 IAC 39.3(2).

### **NOTICE OF INTENT TO AMEND ETC DESIGNATION**

LTD's filing on May 7, 2021, provided the Board with notice 30 days in advance of its intent to expand service as an ETC in new service areas for the purpose of receiving support from the RDOF Phase I auction. Although the Board's rules require the request to amend and notice of expansion to be filed at least 30 days in advance, the Board notes carriers are permitted to file with the Board as soon as the FCC notifies carriers of their presumptive award. The Board's rules would not preclude an Application prior to a presumptive award if later augmented to provide the specific census blocks to identify the geographic service area for the expanded designation. Accordingly, the Board does not consider filing the notice and an incomplete Application on the last day to "go above and beyond." The Board finds that while LTD satisfied the notice requirement of 199 IAC 39.3(3)(i), the Application required by that rule was incomplete until July 7, 2021, when the Application criteria specified in 199 IAC 39.3(2) were substantially fulfilled.

### **APPLICATION TO AMEND ETC DESIGNATION**

Given the omissions in the Application at the time of filing on May 7, 2021, and unaddressed in LTD's May 18, 2021 reply to Staff, the Board was not in a position to



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render a decision on the Application until it was made complete by LTD on July 7, 2021. Upon receipt of a complete Application, the Board evaluated whether the information submitted by LTD in this docket demonstrates LTD's capability to successfully assume the additional responsibilities of an ETC in the 3,798 census blocks for which it was the winning bidder in the RDOF Phase I auction.

The ETC designation is intended to signal that a carrier can carry out the supported services, manage the additional regulatory responsibilities in place to safeguard consumers and public funds, and achieve the policy goals intended. The Board has granted requests for a new or amended designation even when an applicant's initial filing is incomplete, if the omissions are adequately addressed in the time frame allotted. In this docket in 2019, the Board granted LTD's request for a new designation after finding LTD's application was made substantially complete following the filing of additional information. Following suit with that approach, the Board notes that nearly every other applicant related to RDOF had a few omissions initially, but there is no one criterion that will automatically disqualify an applicant. Rather, completed ETC applications are considered in the context of the applicant's history of compliance, to estimate the potential for future success. Where an Application is made complete and the compliance history demonstrates candor to the regulatory body, including prompt corrective action, the Board is inclined to approve a request to expand.

Against that backdrop, LTD's Application stands out for many reasons. It was filed on the last day, was obviously incomplete when filed, and had the tone of a courtesy filing, yet even LTD's appeal for expedited review from the Board was insufficient. LTD requested the Board act on the Application before June 7, 2021, but

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failed to articulate why an expedited process was necessary and why an expedited review would not be contrary to the public interest as expressly required in the Board's subrule at 199 IAC 39.3(1). The Board further notes that LTD was essentially asking to waive the Board's 30-day notice requirement, not merely expedite a proceeding that otherwise fell within the timelines set forth in rule. The Board's rule at 199 IAC 1.3 governs waivers of rules and provides: "In response to a request, the board may grant a waiver from a rule adopted by the board, in whole or in part, as applied to a specific set of circumstances, if the board finds, based on clear and convincing evidence," that the four factors defined in the rule to support a waiver are met. While the Board will not decide a waiver request that wasn't expressly made, the Board notes it still has discretion to decline a properly made waiver request upon consideration of "all relevant factors."

Beyond the procedural flaws in LTD's Application, the company's responses to Board inquiries in Docket No. M-4612 and this docket illustrate that LTD has routinely submitted regulatory filings with obvious errors, if filings were submitted at all. The Board strives to minimize the administrative burden on the entities it regulates. The timely filing of these types of reports and the accuracy of the information communicated therein is especially important in a self-reporting environment. To the extent that the Board and FCC are regulatory bodies that assist with carrying out public policy goals by the policymakers that enact them, the Board is compelled to note that these regulatory filings serve an important regulatory purpose and are not merely paperwork.

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Both LTD's application for the original designation and the present one to amend contain a certification that LTD will contribute to the DPRS, as required by the Board's rules at 199 IAC 39.3(2)(m). LTD's first report to the DPRS program was made timely and covered 1QFY20 (July 1, 2019, through September 30, 2019), which was approximately six months after the Board granted the original designation. From that point forward, however, LTD generally reported timely, but appears to have filed inaccurate information based on the corrections made on July 7, 2021, after prompting by the Board. At the time of each filing, there was no basis to presume that the self-reports were inaccurate. For the quarter covering January 1 through March 31, 2021, LTD reported revenue-producing lines and thus triggered an assessment that was due on April 30, 2021. As of June 4, 2021, LTD was past due on the payment of that assessment, even though it had filed this pending Application in which it made assurances to the Board that it was prepared to expand its regulatory and service obligations. It was not until the Board requested additional information concerning that history for consideration of the present Application that LTD corrected every report filed. The disconnect in LTD's assertions versus actions factored into the Board's request for additional information to make the current Application complete. The DPRS program exists to provide telephone accessibility to lowans who are deaf, hard of hearing, deaf-blind, or have difficulty speaking. The DPRS program is funded by the entities that generate revenue from telecommunications service lines and the Board carries out the administrative aspect of collecting that assessment to ease the burden on the carriers

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themselves. While the assessment amount overdue was small, there is no *de minimus* exception and the Board's facilitation of electronic reporting makes compliance with that provision straightforward for carriers. It is for this reason that the Board takes seriously LTD's history of inconsistent compliance with this provision, as the regulatory burden is minimal and the consequence of failing to uphold the obligation ETCs pledge to carry out impacts the rest of the industry, the Board, and most importantly, the lowans served by the program.

Pursuant to the Board's rules at 199 IAC 23.1(2) and 23.2(6), an annual report is required to be filed with the Board by April 1 of each year; the information provides the Board with current contact information and is required to determine the telecommunications service provider's share of an industry assessment to cover Board expenses. On March 23, 2019, LTD filed its first annual report in its company docket, Docket No. M-4612, in the Board's electronic filing system (EFS). In that annual report, LTD indicated it was a local exchange carrier. That report covered calendar year 2018 and was timely filed pursuant to the Board's February 20, 2019 order. That was the last annual report filed until pressed by the Board for purposes of this Application.

LTD's March 23, 2019 annual report characterized its operations as those of a local exchange carrier, which affirmed the Board's February 20, 2019 order granting designation and directing LTD to comply with Iowa Code § 476.95A by submitting a telecommunications service provider registration prior to offering service in Iowa. On May 18, 2021, following the inquiry from Staff, LTD finally created a company contact

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profile in IUB 24/7, where LTD again characterized its operations as those of a local exchange carrier, among other elections. Creation of that company contact profile afforded LTD with the current means to satisfy its outstanding obligation to register with the Board and file the overdue annual report due on April 1, 2021, to cover operations in 2020. LTD has yet to file the other outstanding delinquent annual report, which would cover operations in 2019, in the Board's EFS.

The Board's decision in this Application, however, is not based on that initial impression nor isolated acts of noncompliance. It is that inconsistent history of compliance, coupled with LTD's representations to the Board and FCC about that history for purposes of this Application, as well as the scale of the additional responsibility LTD seeks to take on, that the Board finds more concerning from a public interest standpoint. The record in this docket does not merit the expansion of a credential that signals to the public that LTD has evidenced the technical and financial capabilities required to carry out the public interest obligations of those entrusted with federal funds. LTD's responses and actions lack the candor that the Board would expect from a carrier seeking to evidence the expertise to take on this degree of expansion. The Board notes that a decision to deny expansion of the credential does not disturb LTD's current designation; however, the record developed may suggest a need for additional compliance monitoring of LTD's existing designation.

For the reasons stated above and supported by the record established in this docket, the Board will deny LTD's Application to Amend Eligible Telecommunications Carrier Designation filed on May 7, 2021. To ensure that the FCC has an accurate

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understanding of the ETC designation process in Iowa, the Board will file this order with the FCC.

### ORDERING CLAUSES

#### IT IS THEREFORE ORDERED:

1. The Application to Amend Eligible Telecommunications Carrier Designation filed by LTD Broadband, Inc., in Docket No. ETA-2019-0001 on May 7, 2021, and completed on July 6, 2021, is denied.

2. Notice of this order shall be sent to the Federal Communications Commission.

### UTILITIES BOARD

**Geri Huser** Date: 2021.11.05  
14:58:11 -05'00'

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**Richard Lozier** Date: 2021.11.05  
14:56:54 -05'00'

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#### ATTEST:

**Louis Vander  
Streek**

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Louis Vander Streek  
2021.11.05 16:01:30  
-05'00'

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Dated at Des Moines, Iowa, this 5th day of November, 2021.